

From: [Martinez, Mike \[Council Member\]](#)
To: [Rhodes, Willie](#)
Cc: [Goode, Robert](#); [Ott, Marc](#); [Moore, Andrew](#); [Garza, Bobby](#); [Williamson, Laura](#)
Subject: FW: Code Enforcement Case, TRI Recycling, 3600 Lyons Rd.
Date: Wednesday, December 30, 2009 11:08:25 AM
Attachments: [TRI-ltr to CoA.doc](#)
[ATT2106267.htm](#)

Willie,

Can we get an update on this issue ASAP. I have county Commissioner Eckhart also asking for updates as well.

Thanks,
Mike

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: nine francois [mailto:]
Sent: Tuesday, December 29, 2009 10:23 PM
To: Goode, Robert; Pamela Ogelsby; Rhodes, Willie
Cc: nine francois; Abe Zimmerman; Susana Almanza; Martinez, Mike [Council Member]; Morrison, Laura; corinne carson
Subject: Fwd: Code Enforcement Case, TRI Recycling, 3600 Lyons Rd.

Dear Mr. Goode, Ms. Ogelsby and Mr. Rhodes,

Attached is a letter regarding the operation of TRI Recycling in our east Austin neighborhood. Please send me notice that you have received this e-mail.

Thank you.

Nine Francois, Co-Chair
Govalle Neighborhood Association
[REDACTED]
512.391.1591

From: [Martinez, Mike \[Council Member\]](#)
To: [Curtis, Matt](#); [Leffingwell, Lee](#); [Shade, Randi](#); [Spelman, William](#); [Cole, Sheryl](#); [Morrison, Laura](#); [Riley, Chris](#)
Subject: RE: Update on Funeral Services for Mrs. Emma Barrientos
Date: Tuesday, December 29, 2009 12:26:20 PM

[Thanks Matt](#)

Mayor Pro Tem Mike Martinez
310 W. 2nd Street
Austin, Texas
512.974.2264

From: Curtis, Matt
Sent: Tuesday, December 29, 2009 11:32 AM
To: Martinez, Mike [Council Member]; Leffingwell, Lee; Shade, Randi; Spelman, William; Cole, Sheryl; Morrison, Laura; Riley, Chris
Subject: Update on Funeral Services for Mrs. Emma Barrientos

[Below is the information regarding arrangements for Emma Barrientos. Just in case you have not already recieved this information.](#)

Matt Curtis
Communications Director
Office of Mayor Lee Leffingwell
City of Austin, Texas
Office: 512-974-2250
Direct: 512-974-3396
Fax: 512-974-2337

From: Paul Saldana [mailto:[\[REDACTED\]](#)]
Sent: Monday, December 28, 2009 10:30 PM
To: Paul Saldana
Subject: Update on Funeral Services for Mrs. Emma Barrientos

The following are the details for Mrs. Barrientos' Services:

A rosary service is scheduled for 7 p.m. Friday at Mission Funeral Home, Serenity Chapel , 6204 S. First St. On Saturday, a 10 a.m. burial Mass will be celebrated at St. Ignatius, Martyr, Catholic Church , 126 W. Oltorf St. , followed by burial at the Texas State Cemetery.

AUSTIN AMERICAN STATESMAN

Emma Barrientos championed Latino

community, arts

Wife of retired state senator died Monday at age 67.

By [Kate Alexander](#)

AMERICAN-STATESMAN STAFF

Updated: 10:20 p.m. Monday, Dec. 28, 2009

Published: 9:39 p.m. Monday, Dec. 28, 2009

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Emma Barrientos, a champion for the arts in Austin and wife of retired state Sen. Gonzalo Barrientos, died unexpectedly early Monday. She was 67.

Barrientos was an early advocate for the city's Mexican American Cultural Center and served on the founding board of the Mexic-Arte Museum and as board president of the Austin Museum of Art.

"We all believed that the arts bridges communities, and I think that was her way of bringing the arts to every segment of the population," said Travis County District Clerk Amalia Rodriguez-Mendoza, who knew Barrientos for 40 years.

Barrientos wanted cultural options for her five children, but there were few, said Velia Sanchez, one of Barrientos' closest friends.

So the two women helped establish the Ballet Folklórico de Texas, a Mexican folk dance school and company. Barrientos' daughters danced at the school.

Like her husband, Barrientos was a community activist and fought to ensure that the talents of Latinos in Austin were acknowledged and celebrated, Sanchez said.

Gonzalo Barrientos said that she marched with him in the streets for social justice and that they shared a philosophy that he was a public servant, not a politician.

"If she ever ran against me, she would have beat me," he said Monday.

She played an active behind-the-scenes role in her husband's political campaigns, beginning with his first — and unsuccessful — bid for the Texas House of Representatives in 1972.

When her husband decided to run again in 1974, Emma Barrientos said it took her three days to swallow the news because the family was financially strapped, according to a 2002 oral history recording at the Austin History Center.

"We were constantly — our life seemed to be driven by things that we thought ... needed to be done, and we worked our finances out," she said in the recording.

He won in 1974 and held that job until jumping to the Senate a decade later . He retired in 2007.

In 1999 , Emma Barrientos served as the president of the Texas Senate Ladies Club, an organization of senators' wives.

"He was a senator for a reason," said Fred Cantu , chairman of the Austin Tejano Democrats. "She was always making sure that things got done."

The Travis County Democratic Party honored her earlier this year for her contribution over the decades to countless political campaigns. At the time of her death, Barrientos was helping plan next month's statewide nominating conference of the Tejano Democrats, of which the former senator is the chairman.

She worked for Travis County for 30 years in various jobs, the last with Constable Bruce Elfant, before retiring in 2007.

Gonzalo Barrientos said his wife died within a day of becoming ill. Early indications are that a staph infection near her heart led to cardiac arrest.

She leaves behind her husband, five children and 10 grandchildren.

A rosary service is scheduled for 7 p.m. Friday at Mission Funeral Home, Serenity Chapel , 6204 S. First St. On Saturday, a 10 a.m. burial Mass will be celebrated at St. Ignatius, Martyr, Catholic Church , 126 W. Oltorf St. , followed by burial at the Texas State Cemetery.

kalexander@statesman.com; 445-3618



Providing public affairs representation tailored to the culture and values of the Hispanic community

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From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Garza, Bobby](#); [Morrison, Laura](#); [Williamson, Laura](#); [Nathan, Mark](#); [Williams, Nancy](#); [Everhart, Amy](#); [REDACTED]; [Bier, Marti](#)
Subject: RE: Submitted from City Council web site - Merry Christmas!
Date: Tuesday, December 29, 2009 11:16:55 AM

Wow...thanks for the Christmas wish...never had anyone wish that for me. Truly in the spirit of which you speak.

MPT Martinez

Mayor Pro Tem Mike Martinez
310 W. 2nd Street
Austin, Texas
512.974.2264

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](#)]
Sent: Thursday, December 24, 2009 11:55 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - Merry Christmas!

Date/Time Submitted: 1154 hours
From: Cindy and Bill Morse
E-mail address: [REDACTED]
Subject: Merry Christmas!

Categories:

Comments:

The near total lack of regard for the Christmas holiday and the lack of community during this season due to the Austin City Council's perception of the need for political correctness is appalling. Whether you like it or not, this is Christmas time, a celebration of Christ. It's printed on every calendar and has been celebrated for hundreds of years. It should not be a surprise to anyone. It should not be anything that needs to be disguised or changed into some generic "unoffensive holiday" celebration. People of other faiths are not asked to change the names or practices of their holidays and Christians should not be subject to this either. As Christians, we welcome and honor and respect everybody's right to practice their faith and celebrate their special holidays as they deem appropriate. We would like the same consideration in return.

On a separate note, we've noticed that the things that make Austin unique are apparently not worth the time or money to continue anymore. The Trail of Lights, which has in the past been a huge family/community/tourist event, has been reduced to a shadow of its former self--a joke that doesn't even run through Christmas week. And of course, there's no parking, as is always the case in Austin. Oh, and that "holiday tree" that's in Zilker Park....looks a lot like a Christmas tree to us.

Our Christmas wish is that each of you would grow a pair and start representing the ENTIRE city and community which is Austin and stop with your political manipulation of our holiday. Stop diluting the sanctity of Christmas.

Sincerely,
Cindy and Bill Morse

From: [Martinez, Mike \[Council Member\]](#)
To: [Scott Sayers](#); [Leffingwell, Lee](#)
Cc: [Williamson, Laura](#); [Williams, Nancy](#); [Garza, Bobby](#)
Subject: RE: Re. Nueces Bicycle Blvd.
Date: Tuesday, December 29, 2009 11:00:57 AM

Scotty,

We were trying to get that meeting set with Mayor Leffingwell and I. Let me check with staff to see what's going on.

Mike

Mayor Pro Tem Mike Martinez
310 W. 2nd Street
Austin, Texas
512.974.2264

-----Original Message-----

From: Scott Sayers [[mailto: \[REDACTED\]](#)]
Sent: Monday, December 28, 2009 1:42 PM
To: Martinez, Mike [Council Member]; Leffingwell, Lee
Subject: Re. Nueces Bicycle Blvd.

Gentlemen,

I would suggest you watch the October 5th meeting of the Comprehensive Planning and Transportation Committee. The assumptions in the meeting certainly lead one to believe that this is a done deal and that the public input process is merely an exercise to alleviate criticism.

The arguments from Councilman Riley, who seems to think Nueces is a residential rather than commercial street, pay no attention to the decrease that will result in property values for Nueces Street owners (the street is over 90% commercial) or access to downtown by automobiles (making up 95%+ of the street usage). You transportation expert, Mr. Lazarus also completely brushes off any concerns about emergency vehicle or police access that would be affected by the "traffic calming" devices.

I would still like to schedule a meeting with each of you regarding the status of this project and negative impact it will have, not only the Nueces Street owners, but the downtown business community.

Regards,
Scotty Sayers

From: [Martinez, Mike \[Council Member\]](#)
To: [Martinez, Mike \[Council Member\]](#)
Cc: [Williamson, Laura](#)
Date: Tuesday, December 22, 2009 4:04:33 PM
Attachments: [cleardot\[2\].gif](#)

Friends,

This year Lara and I are honored to be the Honorary Chairs of First Night Austin, and will be leading the Grand Procession and hosting the VIP party to be held at the Long Center. We would like to extend a special complementary invitation for you and one guest to attend, help celebrate and support First Night Austin. You are welcome to join us in the procession or just meet us at the Long Center.

-
The Long First Night

Date: December 31st, 2009

Time: VIP Reception 5:00pm-9:00pm

Location: Long Center for the Performing Arts

Street: 700 West Riverside Dr.

Event Website: <http://www.firstnightaustin.org/longnight>

Arrive to the Long Center by 6:00pm to welcome the procession, or come whenever it fits best into your schedule. The VIP reception will include a buffet, chef station and open bar, in addition to access to the biggest New Years celebration Austin has to offer. Stop by for food and drinks before your late New Years Eve plans or stay the entire night to ring in the New Year.

This email is intended for direct recipients only- please do not forward. Please RSVP to Laura Williamson at laura.williamson@ci.austin.tx.us **no later than** 5:00pm on Tuesday, December 29th including the name of your guest so we can assure you are included on the list. We hope to be part of your New Years celebration.

Sincerely,



Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: [Martinez, Mike \[Council Member\]](#)
To: [Shade, Randi](#); [Leffingwell, Lee](#)
Cc: [Williams, Nancy](#); [Coleman, Glen](#); [Garza, Bobby](#); [Williamson, Laura](#); [Nathan, Mark](#)
Subject: RE: Agreement reached
Date: Thursday, December 17, 2009 2:42:05 PM

Congrats!

Glad to play my little part.

Mikey

-----Original Message-----

From: Shade, Randi
Sent: Thursday, December 17, 2009 2:40 PM
To: Leffingwell, Lee
Cc: Martinez, Mike [Council Member]; Williams, Nancy; Coleman, Glen
Subject: FW: Agreement reached

The billboard agreement will be executed and ready to go (see below). My request as the sponsor of number 92 is that I be given the opportunity to withdraw the item and announce/explain the relationship between item 92 and item 141 (the ordinance change). I would assume 92 would come before #141, so once 92 is withdrawn we can go right to 141 where there may be some speakers, but hopefully not many. I've encouraged the folks at Bridges to lay low. Just an fyi -- the ordinance we'll be considering has been vetted and approved by Reagan, Cousar, Girard Kinney, Greg Guernsey, the three co-sponsors (Riley, Morrison and me) and our aides. I think we should be good to go. Fingers crossed.

-Randi

Randi Shade
Austin City Council
Council Member Place 3
(512) 974-2255 (phone)
(512) 974-1888 (fax)
<http://www.ci.austin.tx.us/council/shade.htm>

-----Original Message-----

From: Nikelle Meade [[mailto: \[REDACTED\]](#)]
Sent: Thursday, December 17, 2009 2:25 PM
To: Lloyd, Brent; Riley, Chris; Shade, Randi; [REDACTED]
Cc: Coleman, Glen; Ballas, Marisa; Levinski, Robert
Subject: Agreement reached

Travis and Nikelle-
We have a deal.

Please send me the document with \$20 K inserted and I will get a signature this pm. I think we can have it done before 6 pm.

Jim

From: Travis Phillips [[mailto: \[REDACTED\]](#)]
Sent: Thursday, December 17, 2009 12:42 PM
To: Cousar, James E.
Cc: Meade, Nikelle
Subject: RE: FW: Billboard Agreement

Jim - \$20k will work. Assuming that the vote will be successful, I have prepared an agreement with the \$20k amount inserted and which has been signed by Reagan. I have the document in my office. Once you know the outcome of the vote, please let me know asap if we have a deal so that we can coordinate getting the signature of the authorized official for the condo assoc. In the meantime, I will find out from Reagan what title co office he has selected for the escrow money.

Thanks for your help and cooperation.

[cid:004125119@17122009-3767]

Travis Phillips
Brown McCarroll, L.L.P.

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From: [Martinez, Mike \[Council Member\]](#)
To: [Stephen Truesdell](#)
Cc: [Shade, Randi](#); [REDACTED]; [Garza, Bobby](#); [Nathan, Mark](#)
Subject: Re: I felt like a figherfighter this week
Date: Thursday, December 17, 2009 1:13:56 PM

That's great news. Let's work to get it on the PSC agenda and the. On council agenda for January 14th.

Bobby in my office will work on this.

Mike

Departe de iPhone

On Dec 17, 2009, at 1:11 PM, "Stephen Truesdell" [REDACTED] > wrote:

Councilmember Shade,

Thanks for your help on this. The good news is the deadline for SAFER grants has been extended to Jan 15th. The guidlines have been modified so that the city would not have to maintain a specific authorized strength if the other vacancies occurred because of military leave, retirement, etc.

Stephen

On Thu, Dec 17, 2009 at 10:28 AM, Shade, Randi
<Randi.Shade@ci.austin.tx.us> wrote:

Stephen and Bob,

I was putting out all kinds of fires yesterday and the day before, and I am sorry that I wasn't available to talk to y'all yesterday as I had hoped to be. Once I realized that the SAFER grant couldn't make it on to this week's agenda, I put in a crazy number of hours on this week's agenda fires. I hope you understand. I want to follow up with you and I remain committed to work with Mike Martinez and other colleagues to see what other ways we can continue the effort to get to our four person staffing goals. There are more costs associated with bringing in new folks (i.e., training academy) than just the payroll requirements of adding new folks via SAFER, and we just didn't have time this week to make the Friday deadline.

Best,

Randi

Randi Shade

Austin City Council

Council Member Place 3

(512) 974-2255 (phone)

(512) 974-1888 (fax)

<http://www.ci.austin.tx.us/council/shade.htm>

From: [Martinez, Mike \[Council Member\]](#)
To: ["Butcher, Kerri"; Moore, Andrew; Margaret Gomez; Riley, Chris; edith.moreida@co.travis.tx.us; "Gonzales Norma; \[REDACTED\] "Laura Taylor \(Cowman; Williamson, Laura; Ballas, Marisa; Parkerson, Matt; "Mayor John Cowman; mike.manor@co.travis.tx.us; \[REDACTED\] \[REDACTED\]](#)
Cc: [Allen, Doug; Lofye, Andrea; Bui, Tina; Estrada, Gina; Shaivitz, Adam](#)
Subject: RE: Veolia Notice of Protest of Sole Source Awards
Date: Tuesday, December 15, 2009 11:15:17 AM

Kerri,

Who, if any, is our outside legal counsel that is reviewing this issue?

Thanks,
Mike

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Butcher, Kerri [mailto:[REDACTED]]
Sent: Monday, December 14, 2009 2:42 PM
To: Moore, Andrew; Margaret Gomez; Riley, Chris; edith.moreida@co.travis.tx.us; 'Gonzales Norma; [REDACTED] 'Laura Taylor (Cowman; Williamson, Laura; Ballas, Marisa; Parkerson, Matt; 'Mayor John Cowman; Martinez, Mike [Council Member]; mike.manor@co.travis.tx.us; [REDACTED]
Cc: Allen, Doug; Lofye, Andrea; Bui, Tina; Estrada, Gina; Shaivitz, Adam
Subject: Veolia Notice of Protest of Sole Source Awards

Board Members and Staff:

Please find attached for your information a letter of protest to Capital Metro from Veolia regarding the award of the two new contracts for freight and passenger rail service. Please note that Veolia is not protesting the termination of their contract but the validity of awarding new contracts. Under Capital Metro's procurement policies aggrieved parties may protest these items to the President. We anticipated that these issues could be raised and are working with the Procurement Department and outside legal counsel to respond. Although the Procurement Policy does not specify the required time for response we intend to respond expeditiously.

It is our understanding that Veolia has provided a copy of this letter to the media and you may receive a call for comment. At this time the letter is being reviewed by counsel and Capital Metro will respond directly to Veolia when it is appropriate.

If you have any questions please do not hesitate to call me.

Sincerely,

Kerri Butcher

Interim Chief Counsel
Capital Metro
[REDACTED]

(512) 369-6287/ FAX (512) 389-7559

Thank you for riding Capital Metro!

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From: [Martinez, Mike \[Council Member\]](#)
To: ["Stephen Truesdell"](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Riley, Chris](#); [Morrison, Laura](#); [Cole, Sheryl](#); [Spelman, William](#)
Cc: [Ott, Marc](#); [McDonald, Michael \[APD\]](#); [Kerr, Rhoda Mae](#); [Evans, Harry](#); [Board](#)
Subject: RE: SAFER (Staffing for Adequate Fire and Emergency Response) Grant
Date: Tuesday, December 15, 2009 11:03:26 AM

Stephen,

The 72 hour posting deadline was Monday at 10am. Also, staff is not recommending approval. I think we should have not waited til the last minute on this issue and hope that we learn from this moving forward. I will suggest to the Public Safety Commission that this be an agenda item in January and that it continue to be an ongoing public discussion through the commission culminating in a recommendation to council.

I believe staffing among all public safety departments warrants review and recommendation.

Mike

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Stephen Truesdell [mailto:[\[REDACTED\]](#)]
Sent: Tuesday, December 15, 2009 7:58 AM
To: Martinez, Mike [Council Member]; Shade, Randi; Leffingwell, Lee; Riley, Chris; Morrison, Laura; Cole, Sheryl; Spelman, William
Cc: Ott, Marc; McDonald, Michael [APD]; Kerr, Rhoda Mae; Evans, Harry; E Board
Subject: SAFER (Staffing for Adequate Fire and Emergency Response) Grant

Mayor, Mayor Pro-Tem, and Council,

I'm writing to ask you to add the Austin Fire Department SAFER grant application item on the agenda for Thursday. The number of positions can be modified . Whatever we do, the deadline is Friday. If it's not on the agenda it's dead on arrival. I think we should at least discuss it further between now and then and see if we can agree on it's viability.

I've attached the letter regarding an accelerated timeline for four person staffing from the city manager dated October 27. This is a "commitment" that we received during negotiations. I realize that levels of commitment vary from "going steady" type commitment to the "til death do us part" kind.

I would like to know what level of commitment we have to four person staffing in Austin, Texas. Personally, I'm on the forever end of the spectrum since it could be a matter of life or death for me and the other 1073 men and women of AFD.

Please call me if you have any questions.

Stephen Truesdell
633-3926

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Williamson, Laura](#); [Moore, Andrew](#); [Garza, Bobby](#)
Subject: RE: Submitted from City Council web site - Utility Payment Plan is being ignored by Utility
Date: Tuesday, December 15, 2009 7:53:28 AM

Mr. Duran,

Thanks for your email. My staff will look into this and get back to you as soon as possible with a response.

Thanks,
Mike

Mayor Pro Tem Mike Martinez
310 W. 2nd Street
Austin, Texas
512.974.2264

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](mailto:[REDACTED])]
Sent: Monday, December 14, 2009 4:04 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - Utility Payment Plan is being ignored by Utility

Date/Time Submitted: 1604 hours
From: James Duran
E-mail address: [REDACTED]
Subject: Utility Payment Plan is being ignored by Utility

Categories: energy

Comments:

I wish to file the following complaints regarding our City of Austin Utility Bill. Our current account number is 5781771-0.

Approximately, two years ago we moved into our house at 204 West Odell Austin TX 78752. Last summer, during the record heat wave, we were forced to enter into a payment plan for the city utility service, which we have paid on time every month. Unfortunately, we were told that a previous bill was still outstanding from our previous address at 606 A Kawnee. (For the record we had thought we had been making a nominal payment of at least \$8.00 per month towards this bill but by some means it was being posted to our Odell Bill). While the \$8.00 was not very much, we thought we had been making two utility bill payments every month, one towards the Kawnee Bill for our current balance and one Since we have moved from that address, the new tenants received a \$1,000 bill (for a small two bedroom duplex unit) for which they insisted was not accurate. After much difficulty, the City discovered that the old meter was malfunctioning, and installed a new meter and reduced their bill significantly.

As we set up the "payment plan" with the city, we discussed this matter with city staff and was told 1) there was an outstanding balance of over \$305 from the Kawnee address, 2) they would investigate the replacement of the meter, 3) they would include this \$305 in our payment plan. They subsequently called back and said the meter was not changed and that the amount was still past due. We assumed we would see it as part of our payment plan, however, in the intervening month or two months, it never did appear.

Last month, we decided to move in order to reduce our bills, including the utility bill. When we attempted to change our service to the new address we were told the following:

- 1) the meter at Kawnnee was changed but that it had no effect on our bills
- 2) the entire balance of \$305 would be required before a service connection was permitted

When we called back the following week requesting the previous bills for the Kawnnee address (today to be exact December 14, 2009) we were told yet another set of inconsistencies:

- 1) The previous Kawnnee address was being added to our bill as it should have been after our move, and then again, after our payment plan
- 2) Now the entire balance of \$305 and the remaining balance governed by the Payment plan agreed to by Austin Energy (representing an additional \$163) would be required before the service is activated at the new address.

We are at a loss because of the following points:

- 1) our bills at the Kawnnee address were totally out of hand. During our time there, my partner was undergoing a form of Chemo-therapy and we assumed the age of the property combined by its inefficiencies was causing inordinately high bills. Subsequently, to moving from this address (606 A Kawnnee) the new tenants informed us that they experienced the same problems, complained, and the City discovered a malfunctioning meter which was replaced and THEIR meter was replaced. When we confronted the City Utility we were told that was incorrect. At the least a misrepresentation at its worst and outright lie;
- 2) that the previous bill would be combined with our Odell bills (on two different occasions and that it would be governed by a payment plan.
- 3) when we attempted to change our service address we were told that the entire amounts would have to be paid before the service could be changed.

Our request for your assistance would be to:

- 1) investigate and verify that the previous meter (at 606 A Kawnnee) was changed and that the subsequent bills have dropped dramatically. Since we do not have access to the new tenant's bills, for obvious reasons, we urgently need someone to investigate this matter
- 2) Explain why the City Utility would enter into an agreement, and when we try to change our address the city requires the full balance of the agreement before service is disconnected. In effect trapping those with limited resources into a vicious circle of escalating utility bills for property they are renting. My partner is on permanent disability from the State of Texas and this payment of what is now almost \$500 will require choices between electricity and medications.
- 3) please note that since we moved to our new address at Odell our bills have dropped significantly and we have always paid on time until last summer when we were forced to enter into a payment agreement. At that time, we began to look for a newer smaller home in order to reduce our bills only to have the city refuse to transfer service after we have signed a new lease.

Obviously, it would appear we will be forced to pay this amount and my partner will forgo or obtain medications from another source. (medical records and letter from physicians are available on request).

I want to thank you for your attention to this matter.

James Duran
512.380.9144 home
512.632.3298 mobile
512.219.4682 office

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - representation
Date: Monday, December 14, 2009 11:18:33 AM

We all represent you.

What can we do to help?

Mike Martinez

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](#)]
Sent: Sunday, December 06, 2009 9:11 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - representation

Date/Time Submitted: 2110 hours

From: Darrin Little

E-mail address: [REDACTED]

Subject: representation

Categories: neighborhood_concerns

Comments:

I live in East Austin (MLK and Springdale). Which of the six council members represents this area?

Thank you.

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#)
Cc: [Riley, Chris](#); [Garza, Bobby](#); [Levinski, Robert](#); [Leff, Lewis](#)
Subject: RE: update on texting ban modifications
Date: Monday, December 14, 2009 10:58:31 AM

I believe we should allow APD to enforce the ban if someone it witnessed to be texting while driving. Chip and Dustin are not looking at this from a Public Safety perspective at all. And that is exactly what it is. It's about improved public safety on our roadways. And it does mean there will be some inconveniences to folks who like to use their phones while driving. I have never been shy about that. I also believe that its going to cost some folks a large chunk of change if they get caught. And I believe we should empower and trust our officers to apply the law appropriately. Defining enforcement narrowly, in my opinion, opens up the exposure to more court fights.

Those are my thoughts. Glad to be back.

MM

From: Morrison, Laura
Sent: Sunday, December 13, 2009 9:52 PM
To: Martinez, Mike [Council Member]
Cc: Riley, Chris; Garza, Bobby; Levinski, Robert; Leff, Lewis
Subject: update on texting ban modifications

Mike,

Welcome back. I imagine you must have had an amazing trip. Regarding the modifications you and I discussed before you left, we have them posted on this week's agenda. Chris kindly lent his name as a co-sponsor since we hadn't heard back from you but I do hope you will sign on to it.

There is one problem still which I consider a major one, regarding enforcement. APD (Asst. Chief Eells) had been saying publicly (commissions) and privately that this would be enforced only when police noticed hazardous driving (swerving etc). Kristy Orr (who has been a big help) crafted some language that we initially included, referencing it as a secondary offense, but that was too strict since signs of distracted driving aren't violations per se. So we took it out with plans to ensure it was written up explicitly in the enforcement guidelines.

Enter Chief Acevedo. He said absolutely not...insisting that he wants his guys to be able to pull someone over for it even if no hazardous driving is demonstrated. We parted on Friday afternoon after a long argument, still disagreeing. I feel pretty strongly that we need to keep the enforcement contained, and would appreciate your thoughts on the matter.

Laura

I'll forward a couple of emails I've received, with continued opposition from Chip R (telecom commission) and Dustin Lanier (UTC).

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#)
Subject: Out of Office AutoReply: Texting ban mods
Date: Wednesday, December 09, 2009 9:32:22 AM

I will be out of the office until Monday December 14th. Please contact my office and speak to Bobby Garza, Andy Moore or Laura Williamson if you need immediate assistance. 974-2264

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]
Cc: [Leffingwell, Lee](#); [Riley, Chris](#); [Morrison, Laura](#); [Cole, Sheryl](#); [Spelman, William](#); [Shade, Randi](#); [Ott, Marc](#); [Goode, Robert](#); [Garza, Bobby](#); [Moore, Andrew](#); [Williamson, Laura](#)
Subject: RE: Fleet Services Division scrap tire program
Date: Friday, December 04, 2009 9:03:33 AM

Jordon,

Thanks for the email and doing the story. Obviously, I had no idea of our practices with regards to disposal of tires and am not pleased to read about it.

We will ask staff for a response and follow up. And to take any corrective measures that are necessary.

Mike

Mayor Pro Tem Mike Martinez
310 W. 2nd Street
Austin, Texas
512.974.2264

-----Original Message-----

From: Jordan Smith [[mailto:\[REDACTED\]](#)]
Sent: Thursday, December 03, 2009 1:48 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Cole, Sheryl; Spelman, William
Subject: Fleet Services Division scrap tire program

Mayor and Council:

Pasted here is a link to our story today about problems with Fleet's scrap tire program:
<http://www.austinchronicle.com/gyrobase/Issue/story?oid=oid%3A924719>

We're working now on a follow up story and I would like to know, from each of you, whether you were previously aware of the issues raised in the article -- and in particular, were you aware that city tires have been abandoned out in a field in Southeast Austin?

If you could please contact me at this email address or on my direct line (476-2062) I would appreciate it.

Thanks,
Jordan

Jordan Smith

Staff Writer
Austin Chronicle
direct: 512/476-2062
m: 512/740-7082
f: 512/302-2993
[REDACTED]

From: [Martinez, Mike \[Council Member\]](#)
To: [Ovalle, Victor](#); [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Spelman, William](#); [Morrison, Laura](#); [Cole, Sheryl](#); [Ott, Marc](#); [Snipes, Anthony](#); [Lumbreras, Bert](#); [Edwards, Sue](#); [Garza, Rudy](#); [Goode, Robert](#); [McDonald, Michael \[APD\]](#); [Duncan, Roger](#)
Subject: RE:
Date: Tuesday, December 01, 2009 9:42:07 AM

[Victor](#),

For the first time...I will miss this event. But I am sure it will be great.

Thanks for the invite.

[Mike](#)

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Ovalle, Victor
Sent: Monday, November 30, 2009 4:06 PM
To: Leffingwell, Lee; Riley, Chris; Shade, Randi; Martinez, Mike [Council Member]; Spelman, William; Morrison, Laura; Cole, Sheryl; Ott, Marc; Snipes, Anthony; Lumbreras, Bert; Edwards, Sue; Garza, Rudy; Goode, Robert; McDonald, Michael [APD]; Duncan, Roger
Subject: FW:

To our elected and appointed city officials:

I am forwarding the following Zilker Tree Lighting Ceremony invitation to you on behalf of the Austin Parks and Recreation Department Director Sara L. Hensley, CPRP.

We hope you will join us for this annual festive event. A VIP Parking Pass and Map will be e-mailed and delivered to your office by Wednesday, December 2, 2009.

Victor E. Ovalle

Program Manager, Public Information and Marketing

Office of the Director

Austin Parks and Recreation Department

wk (512) 974-6745

cell (512) 567-4746

pgr (512) 802-7920

From: Ovalle, Victor
Sent: Monday, November 30, 2009 3:21 PM
To: Leffingwell, Lee; Riley, Chris
Cc: Council Executive Assistants; Council Executive Secretaries; Corporate PIO; Maurer, Jason;

Wiseman, Russell; Freeland, Sonia; McAleer, Nancy; Hensley, Sara; Wright, Cora; Madani, Farhad; Strong, Stuart; Ramos, Jacqueline; Jackson, Janet; Williams, Nancy; Fernandez, Rolando; Garza, Jason; Martinez, Rose Marie; Bergeron, Veronica; Eskew, Dana; Ochiltree, Alta; Bonee, Lucy

Subject:

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We hope you will join us for this annual festive event. A VIP Parking Pass and Map will be e-mailed and delivered to your office by Wednesday, December 2, 2009.

Victor E. Ovalle

Program Manager, Public Information and Marketing

Office of the Director

Austin Parks and Recreation Department

wk (512) 974-6745

cell (512) 567-4746

pgr (512) 802-7920

From: [Martinez, Mike \[Council Member\]](#)
To: [Nathan, Mark](#); [Larry Schooler](#); [Everhart, Amy](#); [Moore, Andrew](#); [Garza, Bobby](#); [Leffingwell, Lee](#)
Subject: RE: managerial mojo
Date: Monday, November 23, 2009 8:53:56 AM

He was very unimpressive


Mayor Pro Tem Mike Martinez
310 W. 2nd Street
Austin, Texas
512.974.2264

-----Original Message-----

From: Nathan, Mark
Sent: Monday, November 23, 2009 8:39 AM
To: 'Larry Schooler'; Everhart, Amy; Moore, Andrew; Garza, Bobby; Martinez, Mike [Council Member]; Leffingwell, Lee
Subject: RE: managerial mojo

Wow. Most interesting to me is that my intern on the 1996 Clinton campaign in Kansas City is now on the City Council there (and voted against firing Cauthon). As I recall, Mr. Cauthon failed to impress during his interview here.

-----Original Message-----

From: Larry Schooler [[mailto:](#) 
Sent: Monday, November 23, 2009 6:58 AM
To: Nathan, Mark; Everhart, Amy; Moore, Andrew; Garza, Bobby
Subject: managerial mojo

Thought this might interest you. This guy (the ousted one) interviewed for Ott's job.

<http://www.kansascity.com/703/story/1581946.html>

From: [Martinez, Mike \[Council Member\]](#)
To: ["Scott Sayers"](#)
Subject: RE: Nueces St.
Date: Thursday, November 19, 2009 4:51:23 PM

We would greatly appreciate you helping us get the word out to all the downtown community that this is not a decision that has been made as the paper seemed to imply.

Thanks again,
Mike

-----Original Message-----

From: Scott Sayers [[mailto:](#)]
Sent: Thursday, November 19, 2009 4:50 PM
To: Martinez, Mike [Council Member]
Subject: Re: Nueces St.

Thanks, Mike. I had a bit of a panic attack after seeing the article in the paper, but realize that public input will take place before any decisions are made.

My computer was full of more emails from business neighbors when I got back, and I'll try to make sure that everyone remains calm until we hear more.

Best,
Scotty

On 11/19/09 3:40 PM, "Martinez, Mike [Council Member]"
<Mike.Martinez@ci.austin.tx.us> wrote:

> Scotty,
>
> Good to see you today at the services for Mayor Butler.
>
> Let me assure you that no final decisions have been made. This is
> simply a proposal and as far as I know, CM Riley and his propensity
> for bicycle riding, has nothing to do with this proposal. This is
> simply a proposal and suggestion from our staff members who work on
> making Austin a more bicycle, pedestrian friendly community.
>
> I am sure you will be more than willing to participate in any public
> input process that will be a part of any final decision at a much
> later date, and we look forward to that discussion.
>
> Thanks for the email and take care,
> Mike
>

> -----Original Message-----

> From: Scott Sayers [[mailto:](#)]
> Sent: Thursday, November 19, 2009 12:55 PM
> To: Leffingwell, Lee; Martinez, Mike [Council Member];
> sherryl.cole@ci.austin.tx.us; Riley, Chris; Ott, Marc; Morrison,
> Laura; Shade, Randi; Spelman, William; Beaudet, Annick
> Subject: Nueces St.

>
> Dear Mayor Leffingwell and Council Members,
>
> As a business owner with property at 18th and Nueces St. I was amazed

> to pick up the paper today to see the headline "Nueces Street set to
> become bicycle boulevard." Surely the Council is not so anti-business
> as to consider such a proposal.
>
> For those of us who pay significant property taxes and do our best to
> maintain our property in a manner to preserve our values, this is a
> slap in the face. The businesses on Nueces, many of which, including
> my own, depend on walk-in traffic and deliveries, will be adversely
> affected if automobile
> traffic is discouraged or eliminated from our street. In the few hours
> that have passed this morning, I have already heard from several
> neighbors and business owners along Nueces that are organizing for a
> legal challenge should speed-humps, traffic calming devices and
> bollards be installed. I would hate to see it come to this.
>
> I know Councilman Riley rides his bicycle down Nueces on a regular
> basis, and perhaps that is part of the reason behind this proposal;
> however, everyone must understand that the streets are to be shared by
> those with cars and bicycles. To exclude or deter cars from a street
> where business and commerce has been carried on for more than a
> century is unfair and absurd.
>
> Hopefully, this is not much more than an "idea" at this point and
> proper consideration will be given to those with property along this
> vibrant street.
>
> Regards,
> Scott Sayers
> 1800 Nueces St.
>
>

From: [Martinez, Mike \[Council Member\]](#)
To: ["Scott Sayers"](#); [Leffingwell, Lee](#); ["sherryl.cole@ci.austin.tx.us"](#); [Riley, Chris](#); [Ott, Marc](#); [Morrison, Laura](#); [Shade, Randi](#); [Spelman, William](#); [Beaudet, Annick](#)
Subject: RE: Nueces St.
Date: Thursday, November 19, 2009 3:40:45 PM

Scotty,

Good to see you today at the services for Mayor Butler.

Let me assure you that no final decisions have been made. This is simply a proposal and as far as I know, CM Riley and his propensity for bicycle riding, has nothing to do with this proposal. This is simply a proposal and suggestion from our staff members who work on making Austin a more bicycle, pedestrian friendly community.

I am sure you will be more than willing to participate in any public input process that will be a part of any final decision at a much later date, and we look forward to that discussion.

Thanks for the email and take care,
Mike

-----Original Message-----

From: Scott Sayers [[mailto:](#) REDACTED]
Sent: Thursday, November 19, 2009 12:55 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; [sherryl.cole@ci.austin.tx.us](#); Riley, Chris; Ott, Marc; Morrison, Laura; Shade, Randi; Spelman, William; Beaudet, Annick
Subject: Nueces St.

Dear Mayor Leffingwell and Council Members,

As a business owner with property at 18th and Nueces St. I was amazed to pick up the paper today to see the headline "Nueces Street set to become bicycle boulevard." Surely the Council is not so anti-business as to consider such a proposal.

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Hopefully, this is not much more than an "idea" at this point and proper consideration will be given to those with property along this vibrant street.

Regards,
Scott Sayers
1800 Nueces St.

From: [Martinez, Mike \[Council Member\]](#)
To: [Moore, Andrew](#)
Cc: [Leffingwell, Lee](#); [Shade, Randi](#); [Morrison, Laura](#); [Cole, Sheryl](#); [Spelman, William](#); [Riley, Chris](#)
Subject: Re: Car2Go
Date: Thursday, November 19, 2009 1:11:38 PM

Yes

Departe de iPhone

On Nov 19, 2009, at 1:04 PM, "Moore, Andrew" <Andrew.Moore@ci.austin.tx.us> wrote:

Let me know if you are interested in using the Car2Go system and I'll forward the request on to Transportation.
Thanks!

Andy Moore
Policy Aide to Mayor Pro-Tem Mike Martinez
512-974-3036

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#); [Ott, Marc](#)
Cc: [Leffingwell, Lee](#); [Nathan, Mark](#); [Garza, Bobby](#); [McDonald, Michael \[APD\]](#); [Levinski, Robert](#); [Moore, Andrew](#)
Subject: RE: Trvis House Case
Date: Thursday, November 19, 2009 11:24:59 AM

CM Morrison,

We haven't found much out thus far but here is what me and my staff are talking about moving forward. As a policy, we believe that no city department/employee should engage in an action with a private property owner UNTIL the demo permit is actually issued. In this case, I believe AFD was made aware of a plan to demo and therefore offered the opportunity to train in the structure. But the permit was not requested until after several month of training and...destruction had occurred.

I will let you know if we get anything else.

Mike

From: Morrison, Laura
Sent: Thursday, November 19, 2009 11:19 AM
To: Martinez, Mike [Council Member]; Ott, Marc
Cc: Leffingwell, Lee; Nathan, Mark; Garza, Bobby; McDonald, Michael [APD]; Levinski, Robert
Subject: RE: Trvis House Case

Mike – Thanks for your continued effort to get info on this. Frankly I was dumbfounded this week when the agent for the property showed me a picture of holes in the walls that were likely made during AFD training, and suggested they were one reason that now, a building with an important place in Austin's history, needs to be demolished.

Laura
Laura Morrison
Austin City Council, Place 4
(512) 974-2258
Laura.Morrison@ci.austin.tx.us

From: Martinez, Mike [Council Member]
Sent: Thursday, November 19, 2009 10:53 AM
To: Ott, Marc
Cc: Leffingwell, Lee; Morrison, Laura; Nathan, Mark; Garza, Bobby; McDonald, Michael [APD]
Subject: Trvis House Case

CM Ott,

Just as an example of lack of response. The emails below occurred in September of this year seeking additional information on this subject. As you and I discussed on Tuesday, there are some unanswered questions regarding our process and any checks and balances we have in place prior to going into a structure for training purposes and causing damage to the property.

We still have not heard from AFD or anyone else other than the emails you see below.

Since this item is on our agenda today, I was hoping we could get some clarification or at least a commitment to improve the process moving forward.

Thanks,
Mike

From: Garza, Bobby
Sent: Monday, September 21, 2009 11:37 AM
To: Hayes, Joya
Cc: Garza, Jason
Subject: FW: Just wanted to follow up...

Joya-

While you were out on Friday, I had asked Jason to get in touch with AFD regarding some questions Ora Houston had about Travis House. The entire email string is below. I was following up to see if contact had been made with Ms. Houston. She's called me again this morning and I would like to be able to respond with the most up to date information. Can you check on this and let me know if AFD has responded? Also, if they did, would it be possible to get a copy of their response so I know what was communicated to her? Thanks in advance for your help.

-b

From: Garza, Bobby
Sent: Friday, September 18, 2009 2:49 PM
To: Garza, Jason
Subject: FW: Just wanted to follow up...

per our conversation. thanks man. -b

From: Moore, Andrew
Sent: Friday, September 18, 2009 2:35 PM
To: Sandoval, Marie; Hayes, Joya
Cc: Martinez, Mike [Council Member]; Garza, Bobby; Williamson, Laura
Subject: FW: Just wanted to follow up...

Hi Ladies,

Can you take a look at the emails below and provide us with some info on Travis House. Where is it in the process, was/is there a demo permit and AFD's use of to be demolished properties for training.

Thanks,
Andy

Andy Moore
Aide to Mayor Pro-Tem Mike Martinez
512-974-3036

From: Ora Houston [REDACTED]
Subject: Historic Commission Hearing Last Night...
To: bobby.garza@ci.austin.tx.us
Date: Friday, August 7, 2009, 3:30 PM

The highlighted areas concern me the most...

Shalom,

Oh

--- On Tue, 7/28/09, [REDACTED] > wrote:

From: [REDACTED] <[REDACTED]>
Subject: Historic Commission Hearing Last Night...
To: "mike martinez" <mike.martinez@ci.austin.tx.us>
Cc: "Diana Gorham" <[REDACTED]>
Date: Tuesday, July 28, 2009, 7:32 PM

Dear Council Member Martinez:

This email is about the Travis House. Below is the agenda item from last night's hearing.

6. C14H-2009-0016

Travis House, 415 W. 18th Street

Applicant: Historic Landmark Commission

City Staff: Susan Villarreal, Historic Preservation Office, 974-3524

Staff Recommendation: Recommend historic zoning for the original part of the building

The Commission voted 6-0 in favor of the staff's recommendation. This item is on the way to the Council.

The attorney for the property owners, sorry don't remember his name, indicated that the current owners purchased the property about five years ago. He also indicated that the Austin Fire Department used the building for training exercises. It sounded as though they set fires and then put them out. Or perhaps they ran up and down the steps with heavy equipment, I don't know...what ever they did in the building the integrity of the structure has been severely damaged. The owners complained that people who are homeless and those who use illegal substances have used the building over the years to seek shelter and a safe place to 'take' drugs. During the winter months they set fires to keep warm. Because of the above, the City Attorney and Downtown Austin want the building condemned and demolished. It is my humble opinion that the owners did not secure the building in a manner that would keep people out.

The building was built in the 40's and Mrs. Gorham of the YWCA Greater Austin, developed an information packet that I am requesting she send to your attention. The historic value to the community is far too complicated and long for me to explain in this note.

I would like to ask if staff can determine why the Fire Department used a building that was not condemned for training? What kind of training was done? How often was the building used? How much was the owner paid? I am confident that the department has training facilities to put out fires, climb stairs with heavy equipment, save people from the roof top, etc.

Is there any money in the stimulus package to salvage the original building?
If it can be used to repair the Governor's Mansion, why not?

Sending this note to give you a heads up and because you have a special relationship with the department. Thank you so much for all that you do.

*Shalom,
Ora*

From: [Martinez, Mike \[Council Member\]](#)
To: [Ott, Marc](#)
Cc: [Leffingwell, Lee](#); [Morrison, Laura](#); [Nathan, Mark](#); [Garza, Bobby](#); [McDonald, Michael \[APD\]](#)
Subject: Travis House Case
Date: Thursday, November 19, 2009 10:53:01 AM

CM Ott,

Just as an example of lack of response. The emails below occurred in September of this year seeking additional information on this subject. As you and I discussed on Tuesday, there are some unanswered questions regarding our process and any checks and balances we have in place prior to going into a structure for training purposes and causing damage to the property.

We still have not heard from AFD or anyone else other than the emails you see below.

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To: Garza, Jason
Subject: FW: Just wanted to follow up...

[per our conversation. thanks man. -b](#)

From: Moore, Andrew
Sent: Friday, September 18, 2009 2:35 PM
To: Sandoval, Marie; Hayes, Joya
Cc: Martinez, Mike [Council Member]; Garza, Bobby; Williamson, Laura
Subject: FW: Just wanted to follow up...

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Thanks,
Andy

Andy Moore
Aide to Mayor Pro-Tem Mike Martinez
512-974-3036

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Date: Friday, August 7, 2009, 3:30 PM

The highlighted areas concern me the most...

Shalom,
Oh

--- On **Tue, 7/28/09**, [REDACTED] <[REDACTED]>
wrote:

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To: "mike martinez" <mike.martinez@ci.austin.tx.us>
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Is there any money in the stimulus package to salvage the original building? If it can be used to repair the Governor's Mansion, why not?

Sending this note to give you a heads up and because you have a special relationship with the department. Thank you so much for all that you do.

*Shalom,
Ora*

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - A B Cantu Pan Am Rec. Center Thanksgiving Lunch
Date: Thursday, November 19, 2009 10:43:25 AM

Thanks Pio,

Will try to get by but I do have some events already on the calendar.

Mike

-----Original Message-----

From: [REDACTED] [\[mailto:\[REDACTED\]\]](#)
Sent: Thursday, November 19, 2009 10:26 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - A B Cantu Pan Am Rec. Center Thanksgiving Lunch

Date/Time Submitted: 1026 hours
From: Sabino Renteria
E-mail address: [REDACTED]
Subject: A B Cantu Pan Am Rec. Center Thanksgiving Lunch

Categories: invitations

Comments:

The A B Cantu Board would like to invite you and staff to our Thanksgiving lunch this Sat. Nov. 21 from 11am to 2pm. at 2100 E. 3th. Sabino Renteria

From: [Martinez, Mike \[Council Member\]](#)
To: [May, Rachel](#); [Riley, Chris](#); [Ballas, Marisa](#); [Leff, Lewis](#); [Moore, Andrew](#); [Levinski, Robert](#); [Morrison, Laura](#)
Subject: RE: urban parks resolution
Date: Thursday, November 19, 2009 10:10:11 AM

Thanks Rachel. You would be great to have on the Committee.

MM

From: May, Rachel [mailto:Rachel.May@austinenergy.com]
Sent: Thursday, November 19, 2009 9:43 AM
To: Riley, Chris; Ballas, Marisa; Leff, Lewis; Moore, Andrew; Levinski, Robert; Martinez, Mike [Council Member]; Morrison, Laura
Subject: urban parks resolution

Hi everyone,

Congrats on the urban parks resolution on the agenda today. It's much needed and I'm thrilled to see it moving forward. I was hoping to get on the list of folks interested in serving on the working group that will be formed to investigate the issue. As a reminder, I'm on the urban open space committee of CNU, was one of the chairs of AISD's Community Committee on Neighborhoods and Schools that looked (among other things) into issues of shared-use facilities, and have been part of the Great Public Spaces initiative.

Rachel

From: [Martinez, Mike \[Council Member\]](#)
To: [Ellen Jefferson](#)"; [Morrison, Laura](#); [Rush, Barbara](#); [Moore, Andrew](#)
Cc: [Nathan, Mark](#); [Williamson, Laura](#)
Subject: RE: One more thought on AAC agenda and Resolution Implementation Process
Date: Tuesday, November 17, 2009 11:51:01 AM

[We adopt another IFC with more explicit language.](#)

[M](#)

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Ellen Jefferson [mailto:[\[REDACTED\]](#)]
Sent: Tuesday, November 17, 2009 9:24 AM
To: Morrison, Laura; Rush, Barbara; Martinez, Mike [Council Member]; Moore, Andrew
Subject: One more thought on AAC agenda and Resolution Implementation Process

Laura, Mike, Barbara, and Andy,
Sorry for the duplicate emails.
See below for what I have submitted to the AAC Chair, Larry Tucker, as an alternate "framework" for moving with the planning.

I have a question: If the AAC chooses something similar to this for the planning process but the COA staff are adamant about their proposed Framework, how do we decide the next step? I would appreciate your expertise on this matter.

I have also reattached the COA proposed Framework for Implementation Planning for your reference if you have time to look at it.

Thank you for all you do for this great city. Have a great day!
Ellen

--

Ellen Jefferson, DVM
President
Austin Pets Alive!
www.austinpetsalive.org

Larry,

I have received the COA Framework document that explains how the City staff would like to proceed with the planning.

It seems that the participants who have been identified to participate (in the document Framework given to us by the COA staff) are heavily weighted towards Mission Orange and less towards the AAC.

I am not clear on why there needs to be 2 reps from MO PLUS 2 reps from each other group who is a member of MO. Why isn't FixAustin represented? I am sure SpayAustin and other groups would like to be there as well.

I think this needs to remain a controlled yet open conversation so that we can actually get through the material. This is way too many people. The AAC is the

citizen's voice, and I think that this needs to remain within the AAC purview. Also, here are my thoughts on AAC recommendations/implementation plan and how to proceed.

In order to maintain some forward momentum, I think the AAC should be the leading body and that we should ask that anyone interested in a topic sign up to speak for their 3 minutes. They are also welcome to submit via email or in person prior to the meeting on that topic any partnership possibilities or suggestions/concerns so AAC members have time to review.

For the topics that directly apply to a specific agency, we could submit an invitation to join that specific topic meeting (see below) as a member of the group. That way they are accounted for but are not at every meeting that doesn't apply to their work. For instance, when we discuss feral cats, we would invite SpayAustin and the Austin Humane Society to be "at the table". We could put out a call for any group who wants to be a part of the meetings to sign up in advance and we as a commission would decide if they should be part of citizen communication or "at the table" depending on scope of work.

I think we should recommend one special meeting per week until the end of February with flexibility to add or subtract meetings. These would be in addition to regular meetings to discuss other topics.

Break the meetings down into one topic per meeting (should we vote on the outcomes after each meeting or maybe at the end of the whole process?)

Nov 18th- discussion on and approval of next steps (schedule meetings, participants, framework, etc)

Nov 23rd- Adoption- offsite

Nov 30- Increased capacity at TLAC

Dec 7- Large Scale Foster program for TLAC

Dec 14- Decrease Intake from Owners and increase RTOs

Dec 21- Feral Cat intake and outcomes

Dec 28????

Jan 4- Large scale free, low cost spay/neuter

Jan 11- Mission Change (maybe we should put this as topic number one so we can reference it as we move forward?)

Jan 18- Public Awareness/Involvement/Candor

Jan 25- Partnership Possibilities

Feb Meetings- Wrap up and vote

I would also like to find out if it is possible to have a volunteer Administrative Asst appointed by the Commission on behalf of the Commission to work with the City. If so, I would like this person to start ASAP.

What can I do to help you prepare for Wednesday?

Ellen

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#); [Shade, Randi](#)
Cc: [Nathan, Mark](#); [Rush, Barbara](#); [Moore, Andrew](#); [Williamson, Laura](#)
Subject: FW: AAC Recommendations Implementation Plan Process
Date: Tuesday, November 17, 2009 11:48:15 AM

this is exactly why we MUST be detailed and specific in our resolutions. If staff doesn't want to follow through...they will find a way.

This is flat out unacceptable.

M

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Ryan Clinton [mailto:████████████████████]
Sent: Tuesday, November 17, 2009 10:52 AM
To: Martinez, Mike [Council Member]
Subject: AAC Recommendations Implementation Plan Process

Mike,

Hope your Vegas vacation went well. Congrats on your anniversary.

Not sure if you've been briefed on this, but there is (unsurprisingly) a bit of an issue regarding how the AAC Recommendations Implementation plan will be put together. Staff is taking the position that it is essentially a Mission Orange process with a few others invited to nominally participate. Their plan calls for 10 Mission Orange reps to serve on a committee with only two AAC members, two reps from Austin Pets Alive, and 2-3 "others." Even though Randi specifically mentioned me from the dais and indicated she wanted my participation, neither I nor FixAustin have been invited to participate. And even if we were, we would be far outnumbered by organizations aligned with TLAC against reform. It is, essentially, just another Mission Orange Meeting.

I think this is a critical mistake for three reasons. First, I don't think it is what the Council had in mind when you all spoke of the Commission and staff working together to hash out an implementation plan. Having the Commission be outnumbered 10 to 2 by Mission Orange at these meetings will ensure the Commission's priorities are not implemented. Second, the entire reason for the need for the AAC Recommendations was the current lack of emphasis on increasing live outcomes, which is not Mission Orange's focus. Groups that wish to focus on increasing live outcomes should be well-represented in whatever process moves forward---not underrepresented. And third, having these meetings go through Mission Orange defeats public participation. If the meetings are held within the Animal Advisory Commission framework, the public has a voice. In Mission Orange, the public has no voice.

It's my understanding that Larry Tucker will present an alternative plan to hold

weekly special meetings of the AAC so that staff and the AAC (with public participation) can write the plan together, as was described at the Council meeting. I hope that you will support that plan. And either way, I hope that you will support opening up the process to include myself and others who wish to increase live outcomes at the shelter.

Thank you,
Ryan

From: [Martinez, Mike \[Council Member\]](#)
To: [Lopez, Tina](#); [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Conrad Masters](#); [Angoori, Sam](#)
Subject: RE: Letter to Council and Mayor from Construction Advisory Committee
Date: Tuesday, November 17, 2009 11:43:01 AM

I did not receive an attachment

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Lopez, Tina
Sent: Tuesday, November 17, 2009 11:42 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Cc: 'Conrad Masters'; Angoori, Sam
Subject: Letter to Council and Mayor from Construction Advisory Committee

Mayor and Council Members,

Good morning. Attached is an electronic copy of letter for your attention from the Construction Advisory Committee. A hard copy of this letter is being sent your office via inter-departmental mail. Thank you for your attention.

Thanks for all you do!

Tina Lopez City of Austin - Public Works

Office of the Director (512) 974-7065

tina.lopez@ci.austin.tx.us PUBLIC WORKS: *Your Department with a Heart!*

WASH, WASH, Wash your hands help prevent outbreaks! Please consider the environment before printing this email.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - TNAK YOU
Date: Tuesday, November 17, 2009 8:49:25 AM

Now that was a nice response...and I agree.

Ha!

Thanks,
Mike

Mayor Pro Tem Mike Martinez
310 W. 2nd Street
Austin, Texas
512.974.2264

-----Original Message-----

From: [REDACTED] [\[mailto:\[REDACTED\]\]](#)
Sent: Friday, November 13, 2009 3:33 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - TNAK YOU

Date/Time Submitted: 1533 hours
From: a pet owner/lover
E-mail address: [REDACTED]
Subject: TNAK YOU

Categories:

Comments:

Just wanted to thank all of you for voting on a NO KILL CITY!!!!!! THANK YOU.
OU still sucks

From: [Martinez, Mike \[Council Member\]](#)
To: [Kerr, Rhoda Mae](#); [Ott, Marc](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#); [Williamson, Laura](#); [McDonald, Michael \[APD\]](#); [Morrison, Laura](#); [Rush, Barbara](#); [Leffingwell, Lee](#); [Williams, Nancy](#); [Nathan, Mark](#); [Truesdell, Stephen](#); [Bara Scotti](#); [Evans, Harry](#)
Subject: Women's issues at AFD
Date: Friday, November 13, 2009 9:11:56 AM

CM Ott and Chief Kerr,

I am sending this email requesting that we try to address some women's issues within AFD. I believe we all share in the commitment to have a workplace that is fit for all to work.

There have been some emails going around that are troubling to me in regards to how certain situations are being addressed for women to have equal access to facilities at fire stations.

We all know the situation we face at AFD and we have all made a commitment to remedy this as soon as possible and when budgets allow. This year was a difficult year and phase V was not funded due to budget shortfalls. But not funding further retrofitting of stations does not preclude us from addressing issues that women firefighters face at the stations today. I urge everyone to work together to find a solution to these issues as soon as possible.

As you know, FF Nona Allen was granted the right to sue this week by Judge Triana on the basis of gender discrimination. We also have the pending race discrimination from Chief Smith. These issues coupled with what could soon become another public vetting of women's facilities should give us all pause to really work things out before they go any further.

Please provide a response including a plan of action, memo's and or policy changes that AFD is working on or putting in place.

Thanks for your time and consideration. I am glad to assist however I can and my staff and I are available as needed.

Mike

Mayor Pro Tem Mike Martinez
310 W. 2nd Street
Austin, Texas
512.974.2264

From: [Martinez, Mike \[Council Member\]](#)
To: [Ott, Marc](#)
Cc: [Maurer, Jason](#); [Hensley, Sara](#); [Garza, Bobby](#); [Moore, Andrew](#); [Williamson, Laura](#); [Wright, Cora](#)
Subject: RE: Asleep at the Wheel and friends offer to play during Zilker Holiday Fest for free
Date: Friday, November 13, 2009 8:46:14 AM

Ray should be calling Jason today. He has his direct office line.

Thanks,
Mike

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Ott, Marc
Sent: Friday, November 13, 2009 8:09 AM
To: Martinez, Mike [Council Member]
Cc: Maurer, Jason; Hensley, Sara; Garza, Bobby; Moore, Andrew; Williamson, Laura; Wright, Cora
Subject: Re: Asleep at the Wheel and friends offer to play during Zilker Holiday Fest for free

Fantastic!

Sent from my iPhone

On Nov 13, 2009, at 7:41 AM, "Martinez, Mike [Council Member]"
<Mike.Martinez@ci.austin.tx.us> wrote:

Great Jason...what's your direct line and I will have Ray call today.

Mike

From: Maurer, Jason
Sent: Fri 11/13/2009 7:36 AM
To: Hensley, Sara; Ott, Marc
Cc: Martinez, Mike [Council Member]; Garza, Bobby; Moore, Andrew; Williamson, Laura; Wright, Cora
Subject: Re: Asleep at the Wheel and friends offer to play during Zilker Holiday Fest for free

Thank you all.

Have their contact give me a ring/email and well take it from here and get the announcement out when the details are nailed down!

Jason

From: Hensley, Sara
To: Ott, Marc

Cc: Martinez, Mike [Council Member]; Garza, Bobby; Moore, Andrew; Williamson, Laura; Maurer, Jason; Wright, Cora
Sent: Fri Nov 13 07:32:05 2009
Subject: Re: Asleep at the Wheel and friends offer to play during Zilker Holiday Fest for free

Wow!! This is great!! Thank you so much!!
We would love to have them perform.
Sara
Sent from my iPhone

On Nov 13, 2009, at 7:19 AM, "Ott, Marc" <Marc.Ott@ci.austin.tx.us> wrote:

Mike, we appreciate your support very much. Thank you

Marc

Sent from my iPhone

On Nov 13, 2009, at 7:11 AM, "Martinez, Mike [Council Member]" <Mike.Martinez@ci.austin.tx.us> wrote:

Good morning Sara,

Wanted to let you know that Ray Benson, from Asleep at the Wheel just sent me an email offering to gather some of the biggest names in music from Austin and beyond to put on a free concert during one night of the Zilker Holiday Fest. I told him that there was something very similar to this being planned but that I didn't have any further details.

Would this be something you would be interested in? If so, let me know and I will get him in touch with you or whomever he and his folks should be communicating with on your end.

Thanks and have a great Friday.

Mike

From: [Martinez, Mike \[Council Member\]](#)
To: [Maurer, Jason](#); [Hensley, Sara](#); [Ott, Marc](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#); [Williamson, Laura](#); [Wright, Cora](#)
Subject: RE: Asleep at the Wheel and friends offer to play during Zilker Holiday Fest for free
Date: Friday, November 13, 2009 7:41:45 AM

Great Jason...what's your direct line and I will have Ray call today.

Mike

From: Maurer, Jason
Sent: Fri 11/13/2009 7:36 AM
To: Hensley, Sara; Ott, Marc
Cc: Martinez, Mike [Council Member]; Garza, Bobby; Moore, Andrew; Williamson, Laura; Wright, Cora
Subject: Re: Asleep at the Wheel and friends offer to play during Zilker Holiday Fest for free

Thank you all.

Have their contact give me a ring/email and well take it from here and get the announcement out when the details are nailed down!

Jason

From: Hensley, Sara
To: Ott, Marc
Cc: Martinez, Mike [Council Member]; Garza, Bobby; Moore, Andrew; Williamson, Laura; Maurer, Jason; Wright, Cora
Sent: Fri Nov 13 07:32:05 2009
Subject: Re: Asleep at the Wheel and friends offer to play during Zilker Holiday Fest for free

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Marc

Sent from my iPhone

On Nov 13, 2009, at 7:11 AM, "Martinez, Mike [Council Member]" <Mike.Martinez@ci.austin.tx.us> wrote:

Good morning Sara,

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Would this be something you would be interested in? If so, let me know and I will get him in touch with you or whomever he and his folks should be communicating with on your end.

Thanks and have a great Friday.

Mike

From: [Martinez, Mike \[Council Member\]](#)
To: [Hensley, Sara](#)
Cc: [Ott, Marc](#); [Garza, Bobby](#); [Moore, Andrew](#); [Williamson, Laura](#)
Subject: Asleep at the Wheel and friends offer to play during Zilker Holiday Fest for free
Date: Friday, November 13, 2009 7:11:08 AM

Good morning Sara,

Wanted to let you know that Ray Benson, from Asleep at the Wheel just sent me an email offering to gather some of the biggest names in music from Austin and beyond to put on a free concert during one night of the Zilker Holiday Fest. I told him that there was something very similar to this being planned but that I didn't have any further details.

Would this be something you would be interested in? If so, let me know and I will get him in touch with you or whomever he and his folks should be communicating with on your end.

Thanks and have a great Friday.

Mike

From: [Martinez, Mike \[Council Member\]](#)
To: [Barbara Rush](#)
Cc: [Laura Morrison](#); [Garza, Bobby](#); [Moore, Andrew](#); [Williamson, Laura](#); [Levinski, Robert](#)
Subject: Artists arrested in East Austin
Date: Thursday, November 12, 2009 7:37:35 AM

Laura, Barb and Bobby,

Here is the latest on the artists that were arrested. Bobby Garza has been on this since the very moment Angel was released from jail. He called our office, relayed the story and we immediately began looking into this through APD.

The reason you haven't "heard" anything is because we simply felt the case was a sensitive issue and didn't want to create a big brewha until we had all the information possible and a plan of action.

Yesterday, or some time shortly prior to yesterday, Debbie gets the story via a friend and starts banging her pots and pans per usual. She contacted our office yesterday via email and I responded letting her know that we had been working on this. She asked if I would ask APD to drop the charges and I said no, I would never ask APD to do that. But that we would look at this from a policy stand point moving forward. She then called the media and that's the story you saw that Flenner ran on KXAN.

Andy Moore has also offered up his private wall at his residence located in a highly visible location across from Vulcan video on South Congress and Elizabeth. We think this might be a good opportunity to bring the two artists in and create awareness, but we are also thinking this could be a fundraiser for them to help cover legal costs they will incur due to the arrests. I have also talked to a defense attorney and asked for pro bono representation for the two artists. Have not heard back but am almost certain they will provide the service.

So...we are more than happy to work with your office in finding a complete solution to this issue but we will not jump to conclusions, scream to the media or ask APD and Muni Court to drop charges as Debbie is doing and requesting.

Honestly, as I see it, APD was simply following the silly laws we have in place. This was a complaint driven issue from a neighbor and once the complaint was made and Angel was on site painting and didn't have a permit to do so, the officer had little choice. But this can be fixed and we should change the ordinance to address "art" and graffiti for what they are. I realize that's going to be a sticky debate, but we have to come up with something that permits art while APD continues to aggressively mitigate graffiti.

Hope this helps.

Have a great day.

Mike

From: Barbara Rush [REDACTED]
Sent: Wed 11/11/2009 3:18 PM
To: Martinez, Mike [Council Member]
Cc: Laura Morrison
Subject: Re: Please consider helping these artists!

I figured you were on it - I'm just behind the times! wanted to make sure you saw what was circulating

On Wed, Nov 11, 2009 at 3:10 PM, Martinez, Mike [Council Member]

<Mike.Martinez@ci.austin.tx.us> wrote:

Our office has been working on this since the arrests.

Mike

Departa de iPhone

On Nov 11, 2009, at 3:09 PM, "Barbara Rush" <[REDACTED]> wrote:

Mike & Laura - Have you seen this?

"<http://www.facebook.com/l;/www.petitiononline.com/ques2009/petition.html>

If you go to the link above, you can sign this petition. This is the letter:

To: Attorney's Office of Travis County

Angel Quesada and Lannea Brooks were arrested recently working on a mural at 2828 Lyons Street on Saturday, October 24th. They are both being charged with a "Class A" misdemeanor for Graffiti, which carries a punishment of up to \$4,000 and/or a year in jail. Angel is an accomplished artist and community muralist and has served for the City of Austin as consultant for the Terrazas Branch Library - Ceasar Chavez Memorial when appointed by Councilmember Mike Martinez during his 3 year artist residence at Mexic-Arte Museum. His most recent position as an educator for the City of Austin Parks and Recreation Department's Mexican American Cultural Center allowed him to serve the greater Austin Hispanic & Latino Communities by providing adult educational programming as well as championing Latino Artists statewide. Lannea Brooks has recently moved to the Govalle Neighborhood and frequently engages with the art community in East Austin. The mural in question was created in the spirit of generosity and is a donation towards the beautification of the Govalle neighborhood. The permitting process is currently underway and, once approved, the mural will be under city care for up to nine years after the approval process is completed in 2009.

Angel was detained in the Travis County Jail about 18 hours with Graffiti charges before being released on his own recognizance; his pre-trial is on Monday, November 9th and has posted a \$2,500 bond. Lannea was detained at the Travis County Correctional Facility in Del Valle for four days before posting a \$2,500 bail and awaits her pretrial on November 12th.

We need your help! By signing this petition, you can help prevent Angel and Lannea from being unjustly punished for beautifying our neighborhood. They sincerely appreciate your help.

To the Attorney's Office of Travis County;

We, the undersigned people of Austin, call on the Travis County Attorney Office to drop all charges against Angel Quesada who was arrested for and charged with Graffiti as they were engaged in painting a mural at the embankment wall / bridge 2828 Lyons Street October 24th, 2009.

Our community and the members thereof are important to us. While we commend the Austin Police Department for ensuring that our neighborhood remains safe and we encourage them to continue to do so, we also recognize that art is an important asset for our communities and do not consider the acts of either Quesada criminal in nature. Rather, we appreciate having an accomplished artist like Angel Quesada increase the aesthetic value of our neighborhood by painting murals on unsightly surfaces. These acts, we strongly believe, are not acts of intentional property defacement or tagging. In fact, we hope that the artwork will be completed.

Sincerely - in Solidarity,

The Undersigned

Sincerely,

[The Undersigned](#)

Cindy Goldman
Creative Director/Designer
Cavu Design
8109 Appomattox Drive
Austin TX 78745
512.441.0440



CavuDesign.com

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Garza, Bobby](#); [Williamson, Laura](#); [Moore, Andrew](#)
Subject: RE: Submitted from City Council web site - Tent Revival on Open Lot in Northloop
Date: Wednesday, November 11, 2009 6:57:06 AM

Paul,

We will look into this event through our PACE (Public Assembly Code Enforcement) office and get back with you as soon as we can. Keep in mind that today is a city holiday and might not be until tomorrow that we can return a response.

Thanks,
Mike

From: [REDACTED] [mailto:[REDACTED]]
Sent: Tue 11/10/2009 7:44 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - Tent Revival on Open Lot in Northloop

Date/Time Submitted: 1943 hours
From: Paul Doyle
E-mail address: [REDACTED]
Subject: Tent Revival on Open Lot in Northloop

Categories: zoning_land_use

Comments:

A religious tent revival has been set up at 5117 N. Lamar in an empty lot. Their sign says services are being held Tues thru Saturday, 9am,12noon and 7pm. Sun, 8am and 11am. There are porta potties setup on the land. I spoke to the organizer of the event who said people will just park on the grassy area of the property. There is no driveway to access the lot from the street. The open area not taken up by the tent and 100 chairs can not hold more than 10 vehicles.

I'm concerned that this event does not have a proper permit. There is no safe access to the lot and will cause traffic problems on Lamar. Any overflow parking from this event will clog the abutting neighborhood. Noise from this event will disturb the neighborhood at their early morning and evening services. Please ensure that proper permitting has been provided for this event and traffic safety has been addressed. This is not a proper venue for any kind of event of this size.

From: [Martinez, Mike \[Council Member\]](#)
To: [Nathan, Mark](#); [Williams, Nancy](#); [Garza, Bobby](#); [REDACTED]
Subject: FW: Vacant Judge positions
Date: Tuesday, November 10, 2009 6:14:48 AM

Who directed staff to post the substitute positions, the sub comm did not take any action what-so-ever and is not obligated to fill those position. Please inform if I missed an email or some info.

It was my understanding that we (the committee) had not made a decision as to filling to the two positions that we did not reappoint.

Mike

From: Jones, Christine [HRD]
Sent: Mon 11/9/2009 3:15 PM
To: Leffingwell, Lee; Williams, Nancy; English, Barksdale; Spelman, William; Martinez, Mike [Council Member]; Garza, Bobby
Cc: Byram, Roberta (HRD); McKee, Evelyn; Scales, Carla
Subject: Vacant Judge positions

Good Afternoon:

I wanted to inform you that we have posted the 3 vacant Judge positions (2 Substitute, and 1 Associate position) on our employment website. It will be posted until November 22, 2009. We will also post the positions in the Bar Associations and other appropriate sites no later than Tuesday evening.

If you have any questions, please do not hesitate to contact me.

Christine Jones
Human Resources Consultant
HRD – Employment Services
P.O. Box 1088
Austin, TX 78767

From: [Martinez, Mike \[Council Member\]](#)
To: [Nathan, Mark](#); [Leffingwell, Lee](#); [Shade, Randi](#); [Garza, Bobby](#); [Moore, Andrew](#); [Everhart, Amy](#)
Subject: FW: November Sales Tax Payment for September Sales
Date: Thursday, November 05, 2009 7:38:17 PM

What happens to the left over budget money when we come in at 9.5% and projected 10%

From: Browder, Leslie
Sent: Thursday, November 05, 2009 7:37 PM
To: Ballas, Marisa; Bier, Marti; Cole, Sheryl; Coleman, Glen; Curtis, Matt; Davis, Ian; English, Barksdale; Everhart, Amy; Garza, Bobby; Gerbracht, Heidi; Leff, Lewis; Leffingwell, Lee; Levinski, Robert; Martinez, Mike [Council Member]; McDonald, Stephanie; Moore, Andrew; Morrison, Laura; Nathan, Mark; Riley, Chris; Rush, Barbara; Shade, Randi; Spelman, William; Williams, Nancy; Wilson, Beverly (Council Place 6)
Cc: Ott, Marc; Canally, Greg; Knodel, Jeff; Van Eenoo, Ed
Subject: November Sales Tax Payment for September Sales

We received our sales tax information from the State for taxable sales that occurred in September. This is our final payment for fiscal year 2009. We received \$12.4 million this month compared to \$13.6 million for the same month last year, a decrease of 8.7%. On a cumulative basis for fiscal year 2009, our collections were down 9.5% compared to last year. As presented during the five-year financial forecast in April and the proposed budget in July, we estimated an overall drop of 10.0% by the end of this fiscal year.

Of the top 20 Texas cities, 19 cities saw declining sales tax revenue this month. All other major Texas cities experienced declines this past month. Fort Worth saw the most significant decrease this month.

Major Texas Cities

Houston	- 4.8%
Dallas	- 11.6%
San Antonio	- 7.3%
Fort Worth	- 12.6%

Overall, the Austin/San Marcos MSA was down 9.2% this month. Round Rock was down by 16.5 % for the month, and down 10.8% year-to-date. San Marcos, with a lot of retail, saw a decrease of 8.0% this month. Year-to-date, San Marcos is down by 3.2%. Sunset Valley, which also has a lot of retail, was down by 10.8% this month compared to last year. Sales tax collections in Bee Cave were down 10.8%. Capital Metro was down by 9.5% for the month.

Please let us know if you need additional information.

From: [Martinez, Mike \[Council Member\]](#)
To: [Shade, Randi](#); [Curtis, Matt](#); [Nathan, Mark](#); [REDACTED]
Subject: Austin Legal
Date: Thursday, November 05, 2009 5:03:13 PM
Attachments: [photo.jpg](#)
[ATT2731827.txt](#)

Denny and Alan

Mayor Pro Tem Mike Martinez
310 W. 2nd Street
Austin, Texas
512.974.2264

From: [Martinez, Mike \[Council Member\]](#)
To: [Ott, Marc](#)
Cc: [Leffingwell, Lee](#); [Shade, Randi](#); [Garza, Bobby](#); [Nathan, Mark](#); mikemcdonald@ci.austin.tx.us
Subject: termination of Internal Affairs Officer
Date: Thursday, November 05, 2009 2:04:07 PM

CM Ott,

Just wanted to ask why the council has to find out about this termination via statesman.com breaking news flash.

Seems like a little notification would have been appropriate for such a delicate and difficult issue.

Please respond.

Mike

From: [Martinez, Mike \[Council Member\]](#)
To: [Ellen Jefferson](#); [Ott, Marc](#)
Cc: [Rod5102](#); [Lumbreras, Bert](#); [Lurie, David](#); [Carol Adam](#); [Rush, Barbara](#); [Morrison, Laura](#); [Shade, Randi](#); [Bier, Marti](#); [Leff, Lewis](#); [Riley, Chris](#); [Curtis, Matt](#); [Spelman, William](#); [English, Barksdale](#); [Pulliam, Dorinda](#); [Williams, Nancy](#)
Subject: Re: Council Resolution No. 20090924-070
Date: Wednesday, November 04, 2009 12:25:09 PM

CM Ott,

Can we respond to Dr Ellen and also let us know if there will be a staff presentation during the council meeting tomorrow.

Thanks,
Mike

Departed de iPhone

On Nov 4, 2009, at 12:16 PM, "Ellen Jefferson"
[REDACTED] wrote:

Hi Marc,
I am the President of Austin Pets Alive! (APA) and Founder of Emancipet Spay/Neuter Clinic.

Austin Pets Alive is dedicated to saving the lives of animals who are currently at TLAC and in FY2009, was able to rescue 1,938 animals directly from the euthanasia list. That was a 1,607 increase in rescues by APA over FY2008. TLAC had a 1,667 increase in live outcomes overall, and APA was solely responsible for 96% of that increase.

Over the last several months, State Representative/APA Board Chair Eddie Rodriguez and I have been discussing with key City staff and Council Members methods to implement an even greater capacity for spay/neuter and live outcomes at Town Lake Animal Center.

The Resolution No. 20090924-070 to increase shelter spay/neuter and live outcomes by 2,000 animals has a deadline of tomorrow for you to present Council an implementation plan and budget. Since we have been discussing this proposal with key staff, you may have seen this proposal before today but if not, I apologize for not giving you more time. APA can and would like to help provide the increase in capacity this FY with no cost to the City.

To summarize the attached proposal, when an animal at TLAC is chosen by the public for adoption, Austin Pets Alive's spay/neuter and adoption services would be offered to the adopter at a slightly higher fee. The incentive to the adopter is a faster outcome (same day) than what the City can currently offer. For the adopters who choose to take advantage of APA's service, they would pay the adoption fee directly to APA for the pet. These adoption fees fund the program.

The net result would be that pets are placed into homes faster, thereby

freeing up cage space at TLAC for other animals. The longer the other animals can occupy a cage before being euthanized, the more likely they are to find a home. APA's volunteer corps would actively market these additional animals online and in the shelter also resulting in a higher adoption rate.

The estimated effects are:

1. 2,000 additional spay/neuters would occur by allowing adopters to choose a faster outcome external to the shelter. The shelter veterinary staff would then be free to perform the regularly budgeted number of spay/neuters but on other animals who they simply do not have resources to process currently.

2. 2,000 additional live outcomes would be a result of #1 by allowing other animals more time and public exposure at the shelter before being put to death. The time they have available to be viewed by the public is directly proportional to their chances of a live outcome.

APA was able to save nearly 2,000 last year. An additional 2,000 live outcomes this year is a very attainable goal.

It is important to note that if spay/neuter is increased at the shelter, without a concurrent customer service increase to process additional adoptions, live outcomes will not be increased. APA's plan addresses both issues of medical processing and customer processing so that all bottlenecks can be addressed at once, ensuring an increase to live outcomes.

Financial Impact to the City: none

Thank you for working on this important issue and understanding how important it is to our community. Feel free to call or email me if you have any questions regarding our proposal.

Sincerely,

Ellen Jefferson, DVM
President
Austin Pets Alive!
512 663-8643

<immediate apa-coa partnership proposal to dorinda 10-09.doc>


From: [Martinez, Mike \[Council Member\]](#)
To: [Nathan, Mark](#)
Cc: [Leffingwell, Lee](#); [Shade, Randi](#); [Garza, Bobby](#); [Bier, Marti](#)
Subject: Re: Interesting. We don't do this. I keep hearing that we have millions in unpaid parking citations.
Date: Tuesday, November 03, 2009 2:37:53 PM

Let's get that number first. I have some ideas.

Departed de iPhone

On Nov 3, 2009, at 2:25 PM, "Nathan, Mark" <Mark.Nathan@ci.austin.tx.us> wrote:

http://blogs.dallasobserver.com/unfairpark/2009/10/the_citys_about_to_clamp_down.php

Mark Nathan
Chief of Staff, Office of Mayor Lee Leffingwell
Office: (512) 974-3368


From: [Martinez, Mike \[Council Member\]](#)
To: [Riley, Chris](#)
Cc: [Ballas, Marisa](#); [Moore, Andrew](#); [Garza, Bobby](#)
Subject: FW: Revised Resolution Against Leander Discharge Petitionrevised (2)
Date: Monday, November 02, 2009 8:09:52 AM
Attachments: [Revised Resolution Against Leander Discharge Petitionrevised \(2\).doc](#)

Hey Chris,

Just wanted to send you an email about this item since you are a co-sponsor.

I completely agree that effluent discharged into the lake/river is not the best thing in the world. But I find it hard for Austin to get into this issue and take such a stance when we employ the exact same practice. Shouldn't we be looking for more ways to not release discharge into the Colorado, causing the exact same issues in the resolves, for our downstream neighbors. Just seems a little paradoxical to me.

Lets talk about it.

Mike

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Moore, Andrew
Sent: Friday, October 30, 2009 4:23 PM
To: Martinez, Mike [Council Member]
Cc: Garza, Bobby
Subject: FW: Revised Resolution Against Leander Discharge Petitionrevised (2)

[Here's the language about opposing the wastewater discharge Bobby said you wanted.](#)

Andy Moore
Policy Aide to Mayor Pro-Tem Mike Martinez
512-974-3036

From: Ballas, Marisa
Sent: Friday, October 30, 2009 4:16 PM
To: Moore, Andrew
Subject: FW: Revised Resolution Against Leander Discharge Petitionrevised (2)

Marisa Ballas
Policy Aide
Council Member Chris Riley's Office
(512) 974-6040

From: Curtis, Cathy

Sent: Friday, October 30, 2009 2:10 PM

To: Ballas, Marisa

Subject: Revised Resolution Against Leander Discharge Petitionrevised (2)

Marisa,

Is this posting language and attached resolution okay?

Approve a resolution opposing the Petition for Rulemaking submitted by the Cities of Leander and Granite Shoals to the Texas Commission on Environmental Quality seeking repeal of regulations that currently prohibit wastewater effluent discharge into Lake Austin, Lake Travis, other Highland Lakes and a significant portion of the watersheds of all these reservoirs.

From: [Martinez, Mike \[Council Member\]](#)
To: ["Estrada, Gina"](#); [Moore, Andrew](#); [Margaret J. Gomez](#); [Riley, Chris](#); [edith.moreida@co.travis.tx.us](#); [norma.guerra@co.travis.tx.us](#); [REDACTED]; [laura@ci.leander.tx.us](#); [Williamson, Laura](#); [Ballas, Marisa](#); [Parkerson, Matt](#); [mayor@ci.leander.tx.us](#); [mike.manor@co.travis.tx.us](#)
Subject: RE: Analyses of Fare Increase
Date: Monday, November 02, 2009 8:00:06 AM

Gina,

Andy and I are looking at a fare policy that is indexed based on Austin MSA that would hold the line (for now) on senior and disabled but would be a slightly higher increase for other choice riders. Also, we would like to flesh out a proposal that would only make it free to ride for disabled as long as they are on fixed route.

Thanks,
Mike

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Estrada, Gina [mailto:[REDACTED]]
Sent: Monday, November 02, 2009 7:44 AM
To: Moore, Andrew; Margaret J. Gomez; Riley, Chris; [edith.moreida@co.travis.tx.us](#); [norma.guerra@co.travis.tx.us](#); [REDACTED]; [laura@ci.leander.tx.us](#); Williamson, Laura; Ballas, Marisa; Parkerson, Matt; [mayor@ci.leander.tx.us](#); Martinez, Mike [Council Member]; [mike.manor@co.travis.tx.us](#)
Subject: FW: Analyses of Fare Increase

Commissioner Gomez,

The total additional revenue from the proposed fare increase (all items below) is estimated to be just over \$3.0 million. This covers the \$2.6 million of stimulus funds we planned to use for operations.

If we choose not go forward with the \$0.25 fare for disabled and seniors the revenue is projected to be just over \$2.3 million. That means about \$2.3 million would be freed to use on the rail project and about \$300,000 would still need to be used for operating assistance.

Please let me know if you have further questions.

Thank you.
Randy

From: Estrada, Gina
Sent: Friday, October 30, 2009 10:48 AM
To: Hume, Randall; Allen, Doug; Butcher, Kerri
Subject: FW: Analyses of Fare Increase

Randy can you answer Commissioner Gomez's questions, thank you

From: Margaret J. Gomez [mailto:[REDACTED]]
Sent: Friday, October 30, 2009 10:24 AM
To: Estrada, Gina
Subject: RE: Analyses of Fare Increase

How close does this come to replacing the federal stimulus funds used?

From: Estrada, Gina [mailto:[REDACTED]]
Sent: Friday, October 30, 2009 7:27 AM
To: andrew.moore@ci.austin.tx.us; Margaret J. Gomez; chris.riley@ci.austin.tx.us; edith.moreida@co.travis.tx.us; norma.guerra@co.travis.tx.us; [REDACTED]; laura@ci.leander.tx.us; Laura Williamson; marisa.ballas@ci.austin.tx.us; matt.parkerson@ci.austin.tx.us; mayor@ci.leander.tx.us; mike.martinez@ci.austin.tx.us; mike.manor@co.travis.tx.us
Subject: FW: Analyses of Fare Increase

Good Morning Board Members,

In response to Mayor ProTem Martinez's question at the October 28 Board meeting and public hearing, below please find the projected revenues that will be generated by various components of the proposed fare increase.

Cash fares (includes day passes)	\$1,046,500
Multi-ride passes (includes discount program)	504,750
Disability fare	537,700
Seniors	67,300
MetroAccess passes/tickets	144,450
MetroRail	626,100
Vanpool	91,150

The additional 10% (reduced discount) on 31-day passes and MetroAccess ticket books is projected to generate about \$238,700.

These are prorated from 2/1/2010.

Please call me if you have further questions.

Randy Hume
Executive Vice President, Finance and Administration
Capital Metropolitan Transportation Authority
Austin, TX 78702

Office 512.389.7524

[REDACTED]
Fax 512.369.6070

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - E-mail Addresses
Date: Saturday, October 31, 2009 8:18:25 AM

Lisa,

Feel free to mail us directly at

City Hall - Second Floor
301 W 2nd Street
Austin, Texas 78701

Mike

From: [REDACTED] [mailto:[REDACTED]]
Sent: Fri 10/30/2009 4:42 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - E-mail Addresses

Date/Time Submitted: 1642 hours
From: Lisa Rodriguez
E-mail address: [REDACTED]
Subject: E-mail Addresses

Categories: invitations

Comments:
Hello,

I am interested in sending out invitations to our city's Mayor and Council Members. Could you please provide me with their individual e-mail addresses?

Thank you!

Lisa Rodriguez

From: [Martinez, Mike \[Council Member\]](#)
To: [Bergeron, Allen](#); [Leffingwell, Lee](#); [REDACTED]
Cc: [Garza, Bobby](#); [Williamson, Laura](#); [Moore, Andrew](#); [Nathan, Mark](#)
Subject: RE: Phoenix Military & Veterans Hospitality Room
Date: Friday, October 30, 2009 10:47:16 AM

Thanks for your quick response on this Allen.

I know the Mayor and I truly appreciate all you do for the city.

Mike

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Bergeron, Allen
Sent: Friday, October 30, 2009 10:44 AM
To: Leffingwell, Lee; [REDACTED]; Martinez, Mike [Council Member]
Subject: Phoenix Military & Veterans Hospitality Room

Good morning Gentlemen,

I contacted Phoenix Sky Harbor International Airport and spoke to one of the folks at their Military Hospitality Room; the Phoenix Military & Veterans Hospitality Room is part of the Phoenix Military & Veterans Commission. The Commission is a non-profit organization, funded by private donations. The Hospitality Room was opened at the end of 2006. It is staffed by volunteers.

<http://phoenix.gov/skyharborairport/community/military-hospitality-room.html> (has a good video clip)

<http://www.phoenixmvhr.org/>

I will be communicating with ABIA Management to discuss logistics.

I spoke to the Austin Airport Hilton this morning; the Delayed Military Passenger Program (DMPP) that we put in place last year is alive and well. They are providing free overnight vouchers to delayed military passengers on orders.

Thank you,

Allen Bergeron

Veterans Consultant
City of Austin
Human Resources Department
P.O. Box 1088
Austin, TX 78767
(512) 974-3459 (office)
(512) 974-3321 (fax)

Click here to view City of Austin jobs:
<http://www.ci.austin.tx.us/hr/default.htm>

We do not look upon Veterans as an interruption of our job.

They are the purpose of it.

We are not doing them a favor....they are doing us a favor by letting us assist them!

From: [Martinez, Mike \[Council Member\]](#)
To: [Jones, Christine \[HRD\]](#); [Leffingwell, Lee](#); [Williams, Nancy](#); [Spelman, William](#); [Estrada, Deena](#); [Garza, Bobby](#); [English, Barksdale](#)
Subject: RE: MCC Performance Survey distribution
Date: Thursday, October 29, 2009 2:45:06 PM

[Looks good to me Christine](#)

[Thanks,](#)
[Mike](#)

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Jones, Christine [HRD]
Sent: Thursday, October 29, 2009 2:03 PM
To: Leffingwell, Lee; Williams, Nancy; Spelman, William; Estrada, Deena; Martinez, Mike [Council Member]; Garza, Bobby; English, Barksdale
Subject: MCC Performance Survey distribution

To the Judicial Committee:

Revisions have been made to the MCC Performance Survey, and if there are not any further changes, I will distribute the survey Friday morning, October 31, 2009.

Thank you.

Christine Jones
Human Resources Consultant
HRD – Employment Services
City of Austin
P.O. Box 1088
Austin, TX 78704
512-974-3206

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#); [Shade, Randi](#)
Cc: [Bier, Marti](#); [Rush, Barbara](#); [Garza, Bobby](#); [Moore, Andrew](#); [Riley, Chris](#)
Subject: FW: bike video
Date: Thursday, October 29, 2009 11:59:45 AM

Another good idea that Chris passed along.

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Riley, Chris
Sent: Thursday, October 22, 2009 2:53 PM
To: Martinez, Mike [Council Member]
Subject: bike video

Here's that video I mentioned. . . .

<http://chicagobikelaw.blogspot.com/2009/06/cpd-bicycle-training-video.html>

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#); [Shade, Randi](#)
Cc: [Moore, Andrew](#); [Garza, Bobby](#); [Bier, Marti](#); [Rush, Barbara](#)
Subject: FW: 3 Videos of PSA-talking/texting
Date: Thursday, October 29, 2009 11:56:13 AM
Attachments: [Celular1.wmv](#)
[Celular2.mpg](#)
[Justdrive2.wmv](#)

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: [REDACTED] [mailto:[REDACTED]]
Sent: Friday, October 23, 2009 7:14 PM
To: Martinez, Mike [Council Member]
Subject: 3 Videos of PSA-talking/texting

FYI

The attached PSA's were sent to me, unsure where they originated, the last 2 are very impactful!

Something that should be shown in high schools like they show drunk driving videos.

From: [Martinez, Mike \[Council Member\]](#)
To: [Cole, Sheryl](#); [McDonald, Stephanie](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#); [Williamson, Laura](#)
Subject: FW: Mike Martinez - east 11th street
Date: Thursday, October 29, 2009 11:46:25 AM

CM Cole,

Just seeing if you received this email and would like to try to do something for the ARA area this year.

Let me know,
Mike

Mayor Pro Tem Mike Martinez
310 W. 2nd Street
Austin, Texas
512.974.2264

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](#)]
Sent: Wednesday, October 28, 2009 11:14 AM
To: Martinez, Mike [Council Member]
Subject: Mike Martinez - east 11th street

Date/Time Submitted: Wednesday, 10/28/09, 1113 hours

From: amy ramirez

E-mail address: [REDACTED]

Subject: east 11th street

Comments:

Dear Councilman Martinez,

I am writing to you to inquire about the possibility of the city decorating the east 11th street revitalization area for the holiday season. My husband and I own the Blue Dahlia Bistro at 1115 E 11th St. and have been pleased to watch this area grow with the help of the City of Austin.

We are planning to host a few fundraisers here at the Bistro towards the end of December for local non-profits. And there are other events our neighbor businesses are having as well. It would be so beneficial to the street and the beautification of the East End to have some sort of holiday decor.

Any assistance would be so greatly appreciated!!!

Feel free to contact me at 542.9542!

Thank you for your time,

Amy Ramirez

From: [Martinez, Mike \[Council Member\]](#)
To: [Fred McGhee](#); [Libby, Leslie](#); [Ott, Marc](#); [Duncan, Roger](#)
Cc: [Harvey, Tim](#); [Newcomb, Adrian](#); [Morrison, Laura](#); [Cole Sheryl](#); [Spelman, William](#); [Riley, Chris](#); [Leffingwell, Lee](#)
Subject: RE: Austin Energy Solar Rebate Application
Date: Thursday, October 29, 2009 11:44:34 AM

CM Ott and Mr. Duncan,

Can we please provide a follow up response to Mr. McGhee.

Thanks,
Mike

Mayor Pro Tem Mike Martinez

310 W. 2nd Street
Austin, Texas
512.974.2264

From: Fred McGhee [mailto:]
Sent: Thursday, October 29, 2009 10:02 AM
To: Libby, Leslie
Cc: Harvey, Tim; Newcomb, Adrian; Morrison, Laura; Martinez, Mike [Council Member]; Cole Sheryl; Spelman, William; Riley, Chris; Leffingwell, Lee
Subject: Austin Energy Solar Rebate Application

Hello Leslie,

You had indicated in our conversation yesterday that you never received a rebate application from me, something which surprised me. Here is a copy of the email from a month ago to Tim Harvey that contains the application. When I combine this apparent oversight with the fact that you never got back to me about my pending rebate application back in July of this year, I start to wonder. Tesla Electric, my installer, explained the reasons for the delay in the email to Tim.

It appears that the situation and controversy related to the overcommitment of rebate dollars has been "put to bed" as it were. The word on the street is that applications from applicants in situations such as me are null and void and that people need to resubmit applications after November 1, under new guidelines and with the reduced rebate amount. That's basically what you told me over the phone. Fine. But not knowing or acknowledging the fact that I have been in pursuit of the rebate for as long as I have, not responding to phone calls and emails going back to July, and not acknowledging receipt of my application is unprofessional behavior.

I know you guys are swamped. I know that the mismanagement of the rebate fund is a complicated issue. It doesn't change the fact that what you have done (and not done) is just not cool. The financial impact alone is considerable. It didn't have to be this way.

Am I to expect an official communication from your office notifying me that my application is canceled and that I need to resubmit after November 1? Or should we just assume that I did not contact you back in July, submit the attached application when I did, resubmit an application after November 1, and act as if we are starting from scratch?

Please advise.

Many thanks and warm regards,

flm

Begin forwarded message:

From: "Brad Newcomb" [REDACTED] >
Date: October 29, 2009 7:19:10 AM CDT
To: "Fred McGhee" [REDACTED] >
Subject: Fw: Rebate Applications
Reply-To: "Brad Newcomb" [REDACTED]

Fred here are is the e-mail sent to Tim regarding your submitted rebate application.
I have omitted my other customers form for clarity.

----- Original Message -----

From: [Brad Newcomb](#) [REDACTED]
To: [Harvey, Tim](#)
Sent: Tuesday, September 29, 2009 8:50 AM
Subject: Rebate Applications

Tim,
Attached are two rebate applications for the PV rebate program.
I have had signed contracts to install PV systems for each customer since June/July and have been waiting on materials (Enphase micro-inverters). My vendor said back in June to expect product in December, as a worst case, however, they now have product in stock and are ready to ship. I did not submit these rebate applications earlier since I did not expect to get the product sooner and was worried about the LOI expiring. David said that I could have got an extension on the LOI this morning, however, since these are my first two installs, I am still learning this process and was not aware of that.
I understand that the AE PV rebate monies are now at \$3/watt, so, would it be possible to consider the \$3.75/watt for these two applications?
Thanks for your time.

Brad

Brad Newcomb
Owner
Tesla Electric Inc.
512-563-7424
Website: teslaelectricinc.com

From: [Martinez, Mike \[Council Member\]](#)
To: [Estrada, Gina](#)
Cc: [Moore, Andrew](#); [Margaret J. Gomez](#); [Riley, Chris](#); [edith.moreida@co.travis.tx.us](#); [norma.guerra@co.travis.tx.us](#); [\[REDACTED\]](#); [laura@ci.leander.tx.us](#); [Williamson, Laura](#); [Ballas, Marisa](#); [Parkerson, Matt](#); [mayor@ci.leander.tx.us](#); [mike.manor@co.travis.tx.us](#)
Subject: Re: proposed fare increase special board meeting
Date: Thursday, October 29, 2009 9:16:22 AM

Yes

Confirmed

Thanks,
Mike

Departed de iPhone

On Oct 29, 2009, at 9:09 AM, "Estrada, Gina" <[\[REDACTED\]](#)> wrote:

Good Morning, at last night board meeting the board agreed to change the special board meeting from Nov. 9 to Nov 4th at 12:00 noon, please e-mail a confirmation by the 3:00 p.m. today for posting purposes, thank you in advance. gina

From: [Martinez, Mike \[Council Member\]](#)
To: [Williams, Nancy](#); [Sherbert, Nicole](#); [Leffingwell, Lee](#); [Spelman, William](#); [Morrison, Laura](#); [Cole, Sheryl](#); [Riley, Chris](#); [Shade, Randi](#)
Cc: [Telles, Reyne](#); [Matustik, David](#); [McDonald, Michael \[APD\]](#); [Williamson, Laura](#); [Moore, Andrew](#)
Subject: RE: EMS call at City Hall
Date: Thursday, October 22, 2009 4:53:45 PM

Thanks for the update Nancy. Keep us up to date.

From: Williams, Nancy
Sent: Thursday, October 22, 2009 4:52 PM
To: Sherbert, Nicole; Leffingwell, Lee; Martinez, Mike [Council Member]; Spelman, William; Morrison, Laura; Cole, Sheryl; Riley, Chris; Shade, Randi
Cc: Telles, Reyne; Matustik, David; McDonald, Michael [APD]
Subject: RE: EMS call at City Hall

FYI -

That "elderly" woman is Mary Gay Maxwell. She agreed to let EMS take her to the Heart Hospital (thinks it will be easiest ER to get service) to get an X-ray. She tripped in the Atrium coming up the 3 steps and fell on her knee. Her knee is probably OK but this way she will know for sure and can get pain medication if necessary. Mary Ingle came down here with her and is driving Mary Gay's car to the hospital.

The EMS folks were wonderful as were our security staff.


Nancy

From: Sherbert, Nicole
Sent: Thursday, October 22, 2009 4:29 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Spelman, William; Morrison, Laura; Cole, Sheryl; Riley, Chris; Shade, Randi
Cc: Telles, Reyne; Matustik, David; McDonald, Michael [APD]
Subject: EMS call at City Hall

Dear Mayor and Council:

Chief McDonald asked that I make you aware of a minor EMS call in front of City Hall, which you may be seeing from the dais. An elderly woman has fallen and is being cared for.

Thanks,
Nicole

Nicole Sherbert
Senior Public Information Specialist
Austin City Hall
301 West Second Street
Austin, Texas 78701
Office: (512) 974-1864

Fax: (512) 974-2405

From: [Martinez, Mike \[Council Member\]](#)
To: [Mele, Cheryl](#); [Ott, Marc](#); [McDonald, Michael \[APD\]](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Spelman, William](#); [Riley, Chris](#); [Shade, Randi](#); [Cole, Sheryl](#)
Cc: [Fernandez, Rolando](#); [Vice, Jeff](#); [Duncan, Roger](#)
Subject: RE: Mueller Update
Date: Thursday, October 22, 2009 11:57:08 AM

Thanks Cheryl. Please let me know if I can help in any way with the Morris Williams options.

Mike

From: Mele, Cheryl [mailto:Cheryl.Mele@austinenenergy.com]
Sent: Thursday, October 22, 2009 8:32 AM
To: Ott, Marc; McDonald, Michael [APD]; Leffingwell, Lee; Morrison, Laura; Martinez, Mike [Council Member]; Spelman, William; Riley, Chris; Shade, Randi; Cole, Sheryl
Cc: Fernandez, Rolando; Vice, Jeff; Duncan, Roger
Subject: Mueller Update

All,

I wanted to provide an update of activities this week on Mueller Substation.

My staff met with representatives from Troublemaker Studios, General Land Office, Catellus, and CTECC Thursday afternoon to review the technical reasons for locating/not locating on the GLO site. AE staff presented a compelling argument and data to assure that sound and EMF would not be an issue. However, the vice-president of the studio still felt there could be issues with perception from their insurer (there's apparently only one that serves the film industry) or other film studios who might consider using their studio space. They feel that if there are issues with equipment they have now or in the future, fingers would point back to the substation. They feel the risk is too great since there are other sites available. They also referred back to the "study" done by their consultant that argued against placing the substation next to the studio.

Troublemaker expressed that they have no technical concerns if the substation is across the creek on AE site. They also do not have an concerns about aesthetics. Staff left the meeting with the understanding that Troublemaker would not change their stance. Hal Croft with GLO stands behind that decision.


AE engineers and the project manager also met with Jim Adams of ROMA and a representative of Catellus, to discuss strategies for making the 51st Street site more aesthetically pleasing. They are going to look at utilizing more of the east side of the property in an effort to preserve trees and see if we can alter our layout to offer a different street side presence. The teams will get back together within a week.

AE and PARD are also looking at the Morris Williams Golf Course for possible transmission route to a site on Mueller, or as both a transmission route and

substation location. Lastly, we are updating our area load forecast with the latest plans from area developers, and our 2009 summer peak information to determine if we have any flexibility on the project need date.

A request has been made by the Islamic Trust to pull this item from today's agenda. AE is in agreement with that, as we want to explore the options above, but we do not agree with their requested 60 day delay. We will be proposing Nov. 19 as a return date. That will give us a month to evaluate these options and determine the best approach without impacting the schedule significantly.

Please let me know if you have any questions at this time.

Cheryl Mele
COO, Deputy General Manager
Austin Energy
512.322.6062


From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#)
Subject: RE: good result, thanks
Date: Thursday, October 22, 2009 11:07:54 AM

that result could have happened in the first place had someone asked.

From: Morrison, Laura
Sent: Thursday, October 22, 2009 11:06 AM
To: Martinez, Mike [Council Member]
Subject: good result, thanks

Laura Morrison
Austin City Council, Place 4
(512) 974-2258
Laura.Morrison@ci.austin.tx.us

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#)
Subject: RE: Submitted from City Council web site - Pop-up Camper in my Driveway
Date: Monday, October 12, 2009 10:29:48 AM

Gene,

We will look into this issue and follow up.

Thanks,
Mike

Mayor Pro Tem Mike Martinez
310 W. 2nd Street
Austin, Texas
512.974.2264

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](mailto:[REDACTED])]
Sent: Monday, October 12, 2009 9:59 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - Pop-up Camper in my Driveway

Date/Time Submitted: 0958 hours
From: Jeanie Godbout
E-mail address: [REDACTED]
Subject: Pop-up Camper in my Driveway

Categories: code_enforcement

Comments:

I have lived at 7101 Creighton Lane for 6 years. When we moved in, neighbors on both sides had pop-up campers. The yards on our street are beautifully manicured, to which the Code Enforcement Investigators can attest. Because of a few persons in our neighborhood association who are encouraging everyone to canvass the neighborhood and turn in 'violators'. Next, they may decide to take on the rest of Austin. They are turning in addresses of houses they can't even see from their own houses. I have no affordable options on what to do with my pop-up camper. It is a few inches too wide to fit in my garage door. There isn't enough room on either side of my property for it to fit through to the back yard, and then I'd never be able to get it there without building a driveway (which wouldn't be allowed), anyway. I've checked into off-site storage and it will run close to \$2,000 per year. The city approved me to build a fence around it in my driveway but the neighborhood association will prevent it on grounds of deed restrictions that state I can't build a fence between my house and the street. Can I request a code variance in this situation? None of my immediate neighbors are offended by my little camper. But, I imagine that many of the folks that are being turned in are going to be angry enough that they could retaliate and start canvassing Austin for all code violations. This would be absolutely horrible. Is there no checks and balances against this kind of zealous activity? The ones spearheading this will not budge.

Sincerely,
Jeanie Godbout
589-4612
7101 Creighton Lane
Austin, TX 78723

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#); [Shade, Randi](#); [Cole, Sheryl](#); [Spelman, William](#); [Leffingwell, Lee](#); [Riley, Chris](#)
Cc: [Nathan, Mark](#); [Everhart, Amy](#); [Williamson, Laura](#); [Williams, Nancy](#); [Gerbracht, Heidi](#); [Bier, Marti](#); [Parkerson, Matt](#); [Moore, Andrew](#); [Garza, Bobby](#)
Subject: Pink this Thursday
Date: Monday, October 12, 2009 8:37:30 AM

Good Morning my fellow city hallers.

I will be wearing pink this Thursday in honor of national breast cancer awareness month celebrating its 25th anniversary and thought I would make a friendly suggestion that we all try to have something pink on to show our support.

Just a suggestion.

See you in the hall this week.

Mike

Mayor Pro Tem Mike Martinez
310 W. 2nd Street
Austin, Texas
512.974.2264

From: [Martinez, Mike \[Council Member\]](#)
To: [Garza, Rudy](#); [Garza, Bobby](#)
Cc: [Ott, Marc](#); [Beekley, Taja](#)
Subject: RE: Citizen Task Force - Hispanic Quality of Life
Date: Tuesday, October 06, 2009 11:10:39 AM

I think the list is well balanced and have asked my staff to run it by all other council offices and place and IFC on next weeks agenda appointing the committee.

From: Garza, Rudy
Sent: Monday, October 05, 2009 3:02 PM
To: Garza, Bobby
Cc: Martinez, Mike [Council Member]; Ott, Marc; Beekley, Taja
Subject: Citizen Task Force - Hispanic Quality of Life

Bobby

The Mayor Pro Tem called this afternoon to provide a list of persons he is considering for the HQOL Citizen Task Force. He stated that you were going to provide background and demographics of each person as well as work with the Mayor and Council offices to review and/or provide additional names for consideration. The names I wrote down are:

Geronimo Rodriguez
Lupe Morin
Manny Flores
Johnny Limon
Raul Alvarez
Suzana Almanza
Teresa Perez-Wiseley (from CM Shade)

Please let me know if I got this correctly.

As you know the next step in the process is for the Citizen Task force to work with staff to review the report, hold at least one more community forum, and then provide Council their own recommendations. Staff will then take the consultant report and the Citizen report and provide a final set of recommendations for Council to consider.

In order for us to continue moving forward, we would like to have the Citizen task force appointed in the next several weeks. I will follow up with you to help move this through the agenda process.
Thanks

Rudy

From: [Martinez, Mike \[Council Member\]](#)
To: [Garza, Bobby](#); [Moore, Andrew](#); [Williamson, Laura](#)
Cc: [REDACTED]; [Nathan, Mark](#)
Subject: pan handling
Date: Tuesday, October 06, 2009 8:20:45 AM

since this issue is going to be opened again, we need to get our stuff lined up to take a position.

As I understand it, there is going to be a proposed expansion of the current ban on PHing in the downtown area to include a 24 hours ban. As opposed to now, after 7pm ban.

I would like to get the following info...

- 1) how many citations have been given under the current ban?
- 2) how many fines were paid?
- 3) how many cited offenders took alternative discipline? Clean up crew work?
- 4) how many showed up?
- 5) how many have not paid, not shown up for work and now have an arrest warrant?
- 6) how many took other forms of assistance? project recovery etc.
- 7) how many complaints have been filed under the existing ordinance?
- 8) who called them in?

We can start with this and add to it if necessary.

Thanks,
M

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#); [Williamson, Laura](#)
Subject: RE: Submitted from City Council web site - APD officers assigned to Nelson Field and dereliction of duty
Date: Tuesday, October 06, 2009 8:16:54 AM

Mr. Herrera,

There was no attachment to this email but my staff and I are glad to try to assist in any way we can.

Mike

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](mailto:[REDACTED])]
Sent: Monday, October 05, 2009 6:21 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - APD officers assigned to Nelson Field and dereliction of duty

Date/Time Submitted: 1821 hours

From: Leonard R. Herrera

E-mail address: [REDACTED]

Subject: APD officers assigned to Nelson Field and dereliction of duty

Categories: public_safety

Comments:

I wish to file a formal complaint stemming from a general lack of interest and flippant responses involving growing harassment last week on the bus Sept. 29 that spread like a skin rash throughout nearly half the city through social media and text messages that three days later had me pushed dangerously close and just short of a full-fledged gang-bang with hundreds of high school students pushing and shoving me around at the concession stand at halftime when all I wanted was to buy a soda. More hecklers from the game on the bus ride home never let up, and the driver kicked me off the bus even though I didn't start the fight. I hereby call out APD, APA, Travis County, AISD, Capital Metro and school district athletics to let them know the truth about what happened when I was held up to ridicule knowing full well that they need to hear me out, and law enforcement's failure to stop and render aid against criminal mischief. My e-mail attachment should provide plenty of information, no matter how many excuses made to justify the harassment or ignore me.

Leonard R. Herrera

From: [Martinez, Mike \[Council Member\]](#)
To: [Garza, Rudy](#); [Garza, Bobby](#)
Cc: [Ott, Marc](#); [Beekley, Taja](#)
Subject: RE: Citizen Task Force - Hispanic Quality of Life
Date: Monday, October 05, 2009 3:06:44 PM

sounds good....thanks

From: Garza, Rudy
Sent: Monday, October 05, 2009 3:06 PM
To: Martinez, Mike [Council Member]; Garza, Bobby
Cc: Ott, Marc; Beekley, Taja
Subject: RE: Citizen Task Force - Hispanic Quality of Life

In order to avoid any confusion, I think it would be best if we had a Council item appointing the persons. On the Council item, you could provide staff the ability to replace anyone that drops off in order to avoid having to come back to Council. Thanks

Rudy

From: Martinez, Mike [Council Member]
Sent: Monday, October 05, 2009 3:04 PM
To: Garza, Rudy; Garza, Bobby
Cc: Ott, Marc; Beekley, Taja
Subject: RE: Citizen Task Force - Hispanic Quality of Life

Thanks Rudy,

We will run this by the other offices and get back to you.

Do we need to take any action as council or just create the team and move forward? I assume no further action is needed but wanted to be sure in case we are asked by other CM's office.

Thanks,
Mike

From: Garza, Rudy
Sent: Monday, October 05, 2009 3:02 PM
To: Garza, Bobby
Cc: Martinez, Mike [Council Member]; Ott, Marc; Beekley, Taja
Subject: Citizen Task Force - Hispanic Quality of Life

Bobby

The Mayor Pro Tem called this afternoon to provide a list of persons he is considering for the HQOL Citizen Task Force. He stated that you were going to provide background and demographics of each person as well as work with the Mayor and Council offices to review and/or provide additional names for consideration. The names I wrote down are:

Geronimo Rodriguez
Lupe Morin
Manny Flores
Johnny Limon

Raul Alvarez
Suzana Almanza
Teresa Perez-Wiseley (from CM Shade)

Please let me know if I got this correctly.

As you know the next step in the process is for the Citizen Task force to work with staff to review the report, hold at least one more community forum, and then provide Council their own recommendations. Staff will then take the consultant report and the Citizen report and provide a final set of recommendations for Council to consider.

In order for us to continue moving forward, we would like to have the Citizen task force appointed in the next several weeks. I will follow up with you to help move this through the agenda process.
Thanks

Rudy

From: [Martinez, Mike \[Council Member\]](#)
To: [Garza, Rudy](#); [Garza, Bobby](#)
Cc: [Ott, Marc](#); [Beekley, Taja](#)
Subject: RE: Citizen Task Force - Hispanic Quality of Life
Date: Monday, October 05, 2009 3:03:37 PM

Thanks Rudy,

We will run this by the other offices and get back to you.

Do we need to take any action as council or just create the team and move forward? I assume no further action is needed but wanted to be sure in case we are asked by other CM's office.

Thanks,
Mike

From: Garza, Rudy
Sent: Monday, October 05, 2009 3:02 PM
To: Garza, Bobby
Cc: Martinez, Mike [Council Member]; Ott, Marc; Beekley, Taja
Subject: Citizen Task Force - Hispanic Quality of Life

Bobby

The Mayor Pro Tem called this afternoon to provide a list of persons he is considering for the HQOL Citizen Task Force. He stated that you were going to provide background and demographics of each person as well as work with the Mayor and Council offices to review and/or provide additional names for consideration. The names I wrote down are:

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Johnny Limon
Raul Alvarez
Suzana Almanza
Teresa Perez-Wiseley (from CM Shade)

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As you know the next step in the process is for the Citizen Task force to work with staff to review the report, hold at least one more community forum, and then provide Council their own recommendations. Staff will then take the consultant report and the Citizen report and provide a final set of recommendations for Council to consider.

In order for us to continue moving forward, we would like to have the Citizen task force appointed in the next several weeks. I will follow up with you to help move this through the agenda process.
Thanks

Rudy

From: [Martinez, Mike \[Council Member\]](#)
To: [Lumbreras, Bert](#); [David Lundstedt](#); [Lurie, David](#)
Cc: [Riley, Chris](#); [Wilson, Beverly \(Council Place 6\)](#); [Bier, Marti](#); [Gerbracht, Heidi](#); [English, Barksdale](#); [Leff, Lewis](#); [Moore, Andrew](#); [Pulliam, Dorinda](#); [Corona, Bob](#); [Garza, Jason](#); [Ott, Marc](#); [Shade, Randi](#)
Subject: RE: Petland
Date: Monday, October 05, 2009 2:24:27 PM

Thanks Bert.

Mike

From: Lumbreras, Bert
Sent: Monday, October 05, 2009 2:24 PM
To: Martinez, Mike [Council Member]; 'David Lundstedt'; Lurie, David
Cc: Riley, Chris; Wilson, Beverly (Council Place 6); Bier, Marti; Gerbracht, Heidi; English, Barksdale; Leff, Lewis; Moore, Andrew; Pulliam, Dorinda; Corona, Bob; Garza, Jason; Ott, Marc; Shade, Randi
Subject: RE: Petland

CM Martinez,

I will get with David and we will carefully review this ordinance and what the city has done so far. In addition, we will develop a plan on how we need to move forward in assuring we are doing proper enforcement and getting compliance as we intended. If we will need to address ordinance changes, we will do so in short order.

Also, we will respond to David and respond to his comments or concerns once we review this matter.

Thanks.

Bert

From: Martinez, Mike [Council Member]
Sent: Monday, October 05, 2009 8:20 AM
To: David Lundstedt; Lurie, David
Cc: Riley, Chris; Wilson, Beverly (Council Place 6); Bier, Marti; Gerbracht, Heidi; English, Barksdale; Leff, Lewis; Moore, Andrew; Pulliam, Dorinda; Lumbreras, Bert; Corona, Bob; Garza, Jason; Ott, Marc; Shade, Randi
Subject: RE: Petland

Mr. Lurie,

Can you please provide a response to Mr. Lundstedt's comments and concerns. If this is true, I agree that the intent of the ordinance is being circumvented. As the co-sponsor of the ordinance, I would like to see the enforcement and compliance that results in spaying and neutering prior to any sale, or a \$50 fee per transaction.

Thanks,
Mike

From: David Lundstedt [mailto:████████████████████]
Sent: Sat 10/3/2009 12:21 PM
To: Lurie, David; ████████████████████
Cc: Riley, Chris; Wilson, Beverly (Council Place 6); Bier, Marti; Gerbracht, Heidi; English, Barksdale; Leff,

Lewis; Martinez, Mike [Council Member]; Moore, Andrew; Pulliam, Dorinda; Lumbreras, Bert; Corona, Bob; Garza, Jason
Subject: Re: Petland

Dear everyone,

Please do not be fooled by this message. Petland does not spay and neuter before the sale as required by the ordinance. They provide vouchers to their customers for neutering after the sale, the majority of which are never redeemed. I suspect that Petland simply checked off the box on the form stating that the animals were altered and the Animal Control Officer bought it without asking for the veterinary records. I will follow up with Mr. Lurie and request that I accompany an ACO officer on the next visit ASAP. The owner of Petland stated on news reports that the puppies are too young to be altered when sold (not true) and it was being done post sale. She was also under the impression that this exempted her from any fees. The ordinance clearly states that a pet trader must pay a \$50 fee if at the time of exchange the animal is unaltered. After I clear up this mess I will continue with my effort to get legal to rewrite the ordinance so it is actually enforceable. If they refuse I will be asking for two council members to sponsor an ordinance change. This has been a very frustrating experience and I can tell you with certainty that if the Fire Department operated with this level of ineptitude people would die and I would be fired, and rightfully so.

Sincerely,

David Lundstedt

----- Original Message -----

From: [Lurie, David](#)

To: [REDACTED]

Cc: [Riley, Chris](#) ; [Wilson, Beverly \(Council Place 6\)](#) ; [Bier, Marti](#) ; [Gerbracht, Heidi](#) ; [English, Barksdale](#) ; [Leff, Lewis](#) ; [Martinez, Mike \[Council Member\]](#) ; [Moore, Andrew](#) ; [Pulliam, Dorinda](#) ; [Lumbreras, Bert](#) ; [Corona, Bob](#) ; [Garza, Jason](#)

Sent: Friday, October 02, 2009 4:57 PM

Subject: Petland

David, an animal control officer recently conducted our scheduled quarterly visit. They did provide us with the proper forms. All animals on the forms were sterilized. We will visit again next quarter. The quality of the form completion was not 100% so we did review that with them.

David Lurie

From: Lurie, David

Sent: Friday, September 11, 2009 1:31 PM

To: [REDACTED]

Cc: Riley, Chris; Wilson, Beverly (Council Place 6); Bier, Marti; Gerbracht, Heidi; English, Barksdale; Leff, Lewis; 'Martinez Mike cc'; Moore, Andrew; Pulliam, Dorinda; Lumbreras, Bert; Corona, Bob

Subject: Petland

David,

Thanks for the information. We expect the Court to continue to pursue as appropriate. I have asked our Animal Control staff to re-visit the establishment within the next week.

David Lurie

From: David Lundstedt <[REDACTED]>
To: Lurie, David
Cc: Riley, Chris; Wilson, Beverly (Council Place 6); Bier, Marti; Gerbracht, Heidi; English, Barksdale; Leff, Lewis; Martinez Mike cc <mike.martinez@ci.tx.us>; Moore, Andrew; Pulliam, Dorinda
Sent: Fri Sep 04 09:03:07 2009
Subject: Petland

Dear Mr. Lurie,

In your June 11th status update on the pet trader ordinance you indicated that animal control would make quarterly contact with Petland in an attempt to obtain compliance. As an update to you I would like you to know that since the original citation was written the defendant has failed to show up in court twice and that a warrant for her arrest may be issued by the judge. This is a clear indication to me that your office needs to step up enforcement by making monthly visits and writing a citation each time. If any forms are produced I ask that they be copied and saved so that the city may have a way to force payment. In my meeting yesterday with city legal they informed me that the ordinance is so poorly written that there is no way to collect any of the more than \$20,000 in fees owed so the reporting requirements are all we have to hold Petland accountable to the citizens of Austin. I would also like your office to once again go over the ordinance with the owner of Petland and explain that the fees are owed to the city if they sell an unaltered animal regardless of whether it is later fixed by the purchaser. If enough pressure is applied, perhaps we can achieve some level of compliance. I realize that animal control is busy but this is an important function that should take no more the 30 minutes to complete. I will continue my efforts to fix the damage done by the "genius" who wrote this ordinance. In the meantime I ask for your cooperation.

Thank you,

David Lundstedt, Vice Chair Animal Advisory Commission

From: [Martinez, Mike \[Council Member\]](#)
To: [Nathan, Mark](#); [REDACTED]; ["Brandi Clark"](#);
[REDACTED]; ["Gary Farmer"](#);
[REDACTED]; ["Rieff,](#)
[Susan K"](#); [REDACTED]; ["Whellan, Michael"](#); [REDACTED]
[REDACTED]
Cc: [Leffingwell, Lee](#); [Williams, Nancy](#); [Curtis, Matt](#); [Everhart, Amy](#); [Jackson, Janet](#); [Garza, Bobby](#); [Moore, Andrew](#);
[Williamson, Laura](#)
Subject: RE: REMINDER: Mayor's Community Cabinet Meeting @ Long Center on Tuesday; and ONE REQUEST...
Date: Monday, October 05, 2009 8:30:22 AM

Issues: AE generation plan(and other AE issues such as solar rebate), Comprehensive Plan, Single Member Districts

From: Nathan, Mark
Sent: Fri 10/2/2009 1:37 PM
To: [Nathan, Mark](#); [REDACTED]; ["Brandi Clark"](#);
[REDACTED]; ["Gary Farmer"](#);
[REDACTED]; ["Rieff,](#)
[Susan K"](#); [REDACTED]; ["Whellan, Michael"](#); [REDACTED];
[REDACTED]
Cc: [Leffingwell, Lee](#); [Williams, Nancy](#); [Curtis, Matt](#); [Everhart, Amy](#); [Jackson, Janet](#); [Martinez, Mike](#)
[Council Member]
Subject: REMINDER: Mayor's Community Cabinet Meeting @ Long Center on Tuesday; and ONE REQUEST...

Hi all.

Just another reminder about the first Mayor's Community Cabinet meeting on Tuesday, 10/6 , at the Long Center, in the AT&T Education Room, on the Ground Level.

Parking will be available in the Long Center parking garage; best to use the Riverside Drive entrance.

The meeting will start at 9:00 and run until 11:30; there will be coffee and pastries available starting around 8:30.

The ONLY REQUEST we have of you in advance of Tuesday's meeting is to respond directly to me with the THREE ISSUES (at least) that you believe to be most critical to Austin's future, and to give consideration to those three issues over the few days in preparation for a robust discussion next week.

See you on Tuesday.

Thanks,
Mark Nathan
Chief of Staff, Office of Mayor Lee Leffingwell
Office: (512) 974-3368
[REDACTED]

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Cole, Sheryl](#); [Morrison, Laura](#); [Shade, Randi](#)
Subject: RE: Capital Metro Audit
Date: Friday, October 02, 2009 9:55:11 AM

Jim,

I have been calling for this for over 2 years. Glad to see others helping push.

Thanks,
Mike

From: [REDACTED] [mailto:[REDACTED]]
Sent: Thursday, October 01, 2009 9:14 PM
To: Leffingwell, Lee; Cole, Sheryl; Martinez, Mike [Council Member]; Morrison, Laura; Shade, Randi
Subject: Capital Metro Audit

Mayor and Council Members:

Austin is the largest municipality in the Capital Metro region and provides some 96% of the sales tax revenues for the operations of Capital Metro. I urge you to insist on an immediate independent financial and operations audit of Capital Metro for the following reasons:

There are many indications there has been a gross lack of transparency and numerous misleading and incorrect recordings and presentations of Capital Metro's financial performance and projections which seem to be designed to purposefully hide Capital Metro's poor performance and mistakes and to deceive and mislead the public.

The fairly recent departure of a long term Capital Metro board chairman, the current departure of the long term Chief Executive and the poor performance and apparent irregularities all make it obvious that a financial and operations audit is appropriate and demanded to provide a sound baseline for the future operation of Capital Metro.

Best regards,

Jim Skaggs

From: [Martinez, Mike \[Council Member\]](#)
To: [Stephen Morgan](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Shade, Randi](#)
Subject: RE: Your comments tonight
Date: Friday, October 02, 2009 9:52:52 AM

Thanks Steve. And thanks for being here for Taylor.

Good to see you. Hope all is well.

Mike

From: Stephen Morgan [mailto:]
Sent: Thursday, October 01, 2009 9:46 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Morrison, Laura; Shade, Randi
Subject: Your comments tonight

Thank you all for your supportive and inspiring comments tonight regarding the City Auditor's Office and Taylor Dudley.

I'm so much more positive now regarding the priorities of the City of Austin and the future of our community. The "bottom line" is your leadership is deeply appreciated by me and I'm sure by the staff of the City Auditor's Office.

Take care and thank you again.

Steve Morgan

From: [Martinez, Mike \[Council Member\]](#)
To: [Matthews, Douglas](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Riley, Chris](#); [Cole, Sheryl](#)
Cc: [Snipes, Anthony](#); [Hawkins, Rondella](#); [Williamson, Laura](#)
Subject: RE: ChannelAustin Ribbon Cutting
Date: Thursday, October 01, 2009 2:06:15 PM

I will at a conference here in Austin that day.

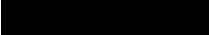
Mike

From: Matthews, Douglas
Sent: Thursday, October 01, 2009 1:53 PM
To: Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura; Spelman, William; Riley, Chris; Cole, Sheryl
Cc: Snipes, Anthony; Hawkins, Rondella
Subject: FW: ChannelAustin Ribbon Cutting

Linda Litowski at ChannelAustin is wrapping up plans for the unveiling of their upgraded facility, and would like to know if any of the Council members plan to attend/participate in the event on Saturday, 10/10. The event is from 2-5:30 with the ribbon cutting between 2 and 3 p.m. The Mayor will be out of town that weekend. If you can let us know in CPIO, we can coordinate with ChannelAustin to ensure that you're included in the day's activities. Thank you. More information on the event can be found at:

<http://www.digitalfusionfest.org/>

Doug.

Doug Matthews
Chief Communications Director
City of Austin
512.974.2231 ph
512.974.2405 fx


From: [Martinez, Mike \[Council Member\]](#)
To: [Riley, Chris](#); "Lorri Michel"
Cc: [Morrison, Laura](#)
Subject: RE: TLAC Agenda Item Needs to be to "increase live outcomes" not just spay/neuter
Date: Thursday, September 24, 2009 3:34:32 PM

Lorri,

I mad an amendment to the motion to stipulate that a plan be to increase live outcomes as well as increase spay and neutering.

Thanks,
Mike

From: Riley, Chris
Sent: Thursday, September 24, 2009 3:33 PM
To: 'Lorri Michel'
Cc: Martinez, Mike [Council Member]; Morrison, Laura
Subject: RE: TLAC Agenda Item Needs to be to "increase live outcomes" not just spay/neuter

Hey Lorri -- We made a couple revisions to highlight the need to increase live outcomes, and it passed unanimously.

Regards,

Chris

From: Lorri Michel [REDACTED]
Sent: Thursday, September 24, 2009 11:51 AM
To: Martinez, Mike [Council Member]; Riley, Chris; Morrison, Laura
Subject: TLAC Agenda Item Needs to be to "increase live outcomes" not just spay/neuter
Importance: High

Its my understanding CM Spellman and Morrison have introduced an item to increase spay/neuter which is great, but the goal is to increase live outcomes. So please expand the item for staff to draft a plan to increase live outcomes with deadlines plan and implementation – which means more adoption counselors and should include partnerships with non-profits.

Thank you,
Lorri
Michel Law Firm, P.C.
812 San Antonio, Suite 500
Austin, Texas 78701
Phone: (512) 477-0200
Fax: (512) 477-6636
Cell: (512) 431-9465

Do justice, love mercy & walk humbly with your God. Micah 6:8

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or copying of this email is strictly prohibited. If this email is received in error, please contact the sender immediately by replying to this email and permanently deleting it from your computer.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - postpone #68 on today's agenda
Date: Thursday, September 24, 2009 9:22:25 AM

Marcos,

Please inform your "members" that this item is in direct response to a letter signed by you requesting that \$100,000 be applied to Rendon Park and Fiesta Gardens. Instead of \$100,000, we are applying \$550,000 to the entire sight to make substantial improvements that are sorely needed. As you have pointed out.

This item in no way impacts the home repair program at all. In fact, there is still over \$1 million in funds available after this item is adopted that will remain dedicated to the home repair program.

Frankly, your rants and opposition make no sense at all. We are responding directly to your specific request and showing the ultimate in respect by improving the entire park area.

Thanks for your email.

Mike

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](mailto:[REDACTED])]
Sent: Thursday, September 24, 2009 7:27 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - postpone #68 on today's agenda

Date/Time Submitted: 0726 hours
From: Marcos de leon
E-mail address: [REDACTED]
Subject: postpone #68 on today's agenda
Comments:

We the members of East Town Lake Citizens neighborhood Association RESPECTFULLY request a postponement of item #68 for one week, in order to meet with Mayor-Pro-tem Mike Martinez and any other member of the City Council to discuss and be educated on the net effects of this reallocation of \$550,000 of home repairs to the parks and recreation department. I strongly believe that we are due said RESPECT. At a meeting last night at Fiesta Gardens Hosted by PARD the majority of attendees voted to request a postponement. Once again we feel we should be included in a decision of such magnitude. We will be attending this morning in hopes of your support of our request. This council has a history of delaying items of this nature before for other Neighborhoods. Equity and Justice is all we request.

Thank you

Marcos de leon, President East Town Lake Citizens neighborhood Assoc.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - 2009 National Night Out
Date: Tuesday, September 22, 2009 9:05:47 AM

Coque,

The council usually rides together in one van and makes multiple stops on NNO. I know that Booker T is one of our stops every year. So we should see you that night.

Thanks for the invite.

Mike

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](mailto:[REDACTED])]
Sent: Tuesday, September 22, 2009 9:03 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - 2009 National Night Out

Date/Time Submitted: 0902 hours

From: Coque Johnson

E-mail address: [REDACTED]

Subject: 2009 National Night Out

Comments:

Hello,

My name is Coque Johnson I am the "new" FSS Specialist for Housing Authority City of Austin. I know this is short notice, but I wanted to invite you all to our annual National Night Out on Tuesday, Oct.6,2009. I am in charge of three properties that will be hosting NNO. Booker T. Washington- NNO theme "Superbowl"-football (6:30pm-8:30pm)& Rosewood/Salina-Luau theme (6pm-8pm). If you all could stop by one/both properties(maybe even say a few words,or am I pushing it) to support the communities fight against crime that would be great . My contact number is [REDACTED] or feel free to email(because I know you all have very busy schedules). Thanks in Advance! Coque Johnson,

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [REDACTED]
Subject: RE: Submitted from City Council web site - Lone Star Circle of Life
Date: Tuesday, September 15, 2009 11:24:31 AM

Michelle,

We will be glad to get a proc for you.

My staff will work on it and I will be there as well as any other council member who can work it in their schedule.

Thanks for the invite and for this great cause.

Mike

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](#)]
Sent: Tuesday, September 15, 2009 11:19 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - Lone Star Circle of Life

Date/Time Submitted: 1118 hours

From: Michelle Segovia

E-mail address: [REDACTED]

Subject: Lone Star Circle of Life

Comments:

At 3pm on October 9, the Lone Star Circle of Life Bike Tour will ride into Austin (Barton Creek Mall) as part of an eight city tour throughout the state to promote awareness of blood, marrow, organ and tissue donation. Each of the twelve cyclists will ride in honor of someone in each city who has either been a blood, marrow, organ or tissue donor, or someone who has received a life-saving transplant.

We d love for the members of the Austin City Council to attend and perhaps read a proclamation from the City of Austin to recognize this special event. If more Austinites were aware of the critical need, thousands of men, women and children would receive a second chance at life. Please consider showing your support, we d love to have you.

Thank you for your consideration,

Michelle

Michelle Segovia

Senior Community Relations Coordinator

Texas Organ Sharing Alliance
[REDACTED]

www.txorgansharing.org

512.459.4848

From: [Martinez, Mike \[Council Member\]](#)
To: [Elisabeth Gardner](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Cole, Sheryl](#); [Spelman, William](#)
Subject: RE: Austin Rowing Club
Date: Tuesday, September 15, 2009 10:27:43 AM

Thanks Elisabeth,

Appreciate you email us and keeping us in the loop. I can see your dilemma and remain supportive of ARC beign a part of our community and Lady Bird Lake for many years to come.

Mike Martinez

From: [REDACTED] [mailto:[REDACTED]] **On Behalf Of** Elisabeth Gardner
Sent: Monday, September 14, 2009 6:14 PM
To: Riley, Chris; Shade, Randi; Morrison, Laura; Cole, Sheryl; Martinez, Mike [Council Member]; Spelman, William
Subject: Austin Rowing Club

Dear Council Members,

I want to thank you all for meeting with me and other members of the Austin Rowing Club. I have recently been awakened to just how much time and effort goes into running our great City and the many different groups that must always be considered with any decision you make. I appreciate you taking time to meet with me to discuss the Austin Rowing Club and how we can hopefully continue to serve the community.

This afternoon I was informed that the RFP for the management contract for the new boathouse would not be released until 6-9 months before completion of the new facility, approximately January of 2011. I am asking that this be reconsidered and pushed forward. There are many reasons for this, but I know you are busy so I will make this as brief as possible. The first reason is that this makes planning a budget or any fundraising very difficult. The new facility will basically be a shell and the occupants will be expected to furnish it. This includes, but is definitely not limited to office furniture and boat racks for the expanded boathouse. If we are not awarded the contract, we would have to start looking for a new site to build and more importantly start fundraising for the new boathouse. Both of these options will be expensive and require more than 6-9 months of planning and preparation.

Along with the financial reasons, we are also in the initial planning stages of some new community outreach programs that haven't been possible in our current facility. We are very excited about the potential of the new building, but these programs are in partnership with other groups and will also require a lot of planning and coordination to get them ready for the opening of the new boathouse. We have been asked to find partners to help us come up with new and creative uses for the new boathouse that serve a broader part of the population. We have begun talking to organizations and businesses that are excited at the idea of being part of this, but not knowing if it will be a reality until 2011 will make this difficult for everyone.

We have enjoyed being a non-profit partner of the Parks Department for over 20 years and we feel we have been successful in promoting both the mission of ARC and that of PARD. We feel renegotiating our current contract to include a lease agreement which includes maintainance of the new facility and parks around the

boathouse would be the simplest solution. We are both willing and able to pay our fair share and only want to continue to serve the community and promote fitness and the sport of rowing. We have many ideas and are ready to bring in new groups that will offer both new recreational uses of the facility and new concessions to this part of Lady Bird Lake Park. If this not an option and the contract must go through the RFP process, please consider moving the release date forward. Regardless of who occupies the building, preparations must be made.

Thank you for listening.

Best Regards,

Elisabeth Gardner
ARC President

[REDACTED]
210-415-0043 (cell)

From: [Martinez, Mike \[Council Member\]](#)
To: [Leffingwell, Lee](#); [Bergeron, Allen](#)
Cc: [Williamson, Laura](#)
Subject: FW: Mike Martinez - Marine Corps OCS Inquiry
Date: Monday, September 14, 2009 1:14:40 PM

Andy suggestions guys. Not sure what to do in this case.

Not sure I feel comfortable writing a letter for someone I know nothing about. Please help with ideas if you can.

Thanks,
Mike

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](#)]
Sent: Monday, September 14, 2009 1:11 PM
To: Martinez, Mike [Council Member]
Subject: Mike Martinez - Marine Corps OCS Inquiry

Date/Time Submitted: Monday, 9/14/09, 1310 hours
From: Riley Juliar
E-mail address: [REDACTED]
Subject: Marine Corps OCS Inquiry
Comments:
Councilman Martinez,

Sir, I am a senior at the University of Texas at Austin and a long time resident of Travis County. I want to serve my country in the United States Marine Corps and I am currently in the process of putting together my application packet to attend Officer Candidate School at MCB Quantico. After passing the rigorous selection process, the high attrition rate of graduating from OCS, and completing my degree here at UT I will be commissioned as a Lieutenant of Marines.

The application process is extremely competitive, and I am not taking it lightly. As I'm sure you know, many of us contact our senior lawmakers to gain an endorsement. I believe that a recommendation letter from you -- an honorable man of public service, a respected Austin Council Member and one of my role-models -- would add a great depth to my application packet. I would love the opportunity to going about this in the manner you see fit, and either way, I wish you the best in your future endeavors. Thank you, sir.

With greatest respect,

Riley J. Juliar

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - Proposed City staff bonuses
Date: Monday, September 14, 2009 1:12:53 PM

Pam,

Nothing could be farther from the truth. The statesman is plain wrong and the use of their terminology is irresponsible at best.

There are NO bonuses for city employees. In fact, many city employees gave up raises this year that were contractually obligated. Service incentive pay is what you are referring and it is a long standing pay that all city employees have received for many years since the program was implemented.

All of our city employees made and will make many sacrifices to get through this difficult budget year and their efforts should be applauded.

Thanks for your email.

Mike Martinez

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](mailto:[REDACTED])]
Sent: Monday, September 14, 2009 10:07 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - Proposed City staff bonuses

Date/Time Submitted: 1006 hours

From: P Gaither

E-mail address: [REDACTED]

Subject: Proposed City staff bonuses

Comments:

This is not the time to provide bonuses or pay raises to the city staff. Tax payers are not receiving pay increases. This is a luxury that is not affordable at this time. Many more are expected to lose jobs in the next year at least. If you end up with money unexpected please lower the tax rate rather than give bonuses! This is outlandish during current times.

What kind of message do you want to send?

You allegiance needs to be to the public.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - Longevity bonuses
Date: Monday, September 14, 2009 1:12:27 PM

Ray,

Nothing could be farther from the truth. The statesman is plain wrong and the use of their terminology is irresponsible at best.

There are NO bonuses for city employees. In fact, many city employees gave up raises this year that were contractually obligated. Service incentive pay is what you are referring and it is a long standing pay that all city employees have received for many years since the program was implemented.

All of our city employees made and will make many sacrifices to get through this difficult budget year and their efforts should be applauded.

Thanks for your email.

Mike Martinez

-----Original Message-----

From: [REDACTED]
Sent: Monday, September 14, 2009 10:34 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - Longevity bonuses

Date/Time Submitted: 1033 hours

From: Ray Agrella

E-mail address: [REDACTED]

Subject: Longevity bonuses

Comments:

As a small business owner who has had to take a 50% pay cut for several months this year, I am adamantly opposed to paying any bonuses to city employees for length of service. I am reducing my footprint both environmentally and economically during this severe global depression and I expect my city government to do the same.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - Austin City Budget
Date: Monday, September 14, 2009 1:11:43 PM

Jean and Gary,

Nothing could be farther from the truth. The statesman is plain wrong and the use of their terminology is irresponsible at best.

There are NO bonuses for city employees. In fact, many city employees gave up raises this year that were contractually obligated. Service incentive pay is what you are referring and it is a long standing pay that all city employees have received for many years since the program was implemented.

All of our city employees made and will make many sacrifices to get through this difficult budget year and their efforts should be applauded.

Thanks for your email.

Mike Martinez

-----Original Message-----

From: [REDACTED]
Sent: Monday, September 14, 2009 11:23 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - Austin City Budget

Date/Time Submitted: 1122 hours

From: Jean and Gary Hamrick

E-mail address: [REDACTED]

Subject: Austin City Budget

Comments:

We agree with the editorial in the Austin American Statesman this morning. "Taxpayers should not be asked to finance longevity bonuses during this economically challenging time."

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - taxes
Date: Monday, September 14, 2009 1:11:14 PM

Nothing could be farther from the truth. The statesman is plain wrong and the use of their terminology is irresponsible at best.

There are NO bonuses for city employees. In fact, many city employees gave up raises this year that were contractually obligated. Service incentive pay is what you are referring and it is a long standing pay that all city employees have received for many years since the program was implemented.

All of our city employees made and will make many sacrifices to get through this difficult budget year and their efforts should be applauded.

Thanks for your email.

Mike Martinez

-----Original Message-----

From: [REDACTED]
Sent: Monday, September 14, 2009 12:32 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - taxes

Date/Time Submitted: 1231 hours

From: david heaney

E-mail address: [REDACTED]

Subject: taxes

Comments:

taxpayers should not be asked to finance longevity bonuses during these economically challenging times. thank you.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]
Cc: [Leffingwell, Lee](#); [Spelman, William](#); [Morrison, Laura](#); [Cole, Sheryl](#); [Shade, Randi](#); [Riley, Chris](#); [Moore, Andrew](#); [Garza, Bobby](#); [Williamson, Laura](#)
Subject: RE: Mike Martinez - budget
Date: Monday, September 14, 2009 1:08:39 PM

Sandy,

Nothing could be farther from the truth. The statesman is plain wrong and the use of their terminology is irresponsible at best.

There are NO bonuses for city employees. In fact, many city employees gave up raises this year that were contractually obligated. Service incentive pay is what you are referring and it is a long standing pay that all city employees have received for many years since the program was implemented.

All of our city employees made and will make many sacrifices to get through this difficult budget year and their efforts should be applauded.

Thanks for your email.

Mike Martinez

-----Original Message-----

From: [REDACTED]
Sent: Monday, September 14, 2009 12:44 PM
To: Martinez, Mike [Council Member]
Subject: Mike Martinez - budget

Date/Time Submitted: Monday, 9/14/09, 1243 hours

From: Sandy Pobst

E-mail address: [REDACTED]

Subject: budget

Comments:

I am beyond disappointed that the city council is even considering adopting a budget that includes bonuses to city employees this year. In a year in which Austin citizens are faced with more layoffs and less work for those still working -- including furloughs without pay -- the reasoning behind accepting a larger budget that includes bonuses shows that the council is blind to the situation of normal citizens like my neighbors and myself for whom the economy is not recovering (or even improving much). \$100+, or "only" \$70 is just that much more we have to find in our personal budgets; something that is increasingly difficult.

Because you as a council requested that Ott add the bonuses back into the budget, I doubt that my email changes much. I can only hope that someday Austin will get a council and mayor that is truly fiscally responsible to ALL the citizens, not just the city employees and the well-to-do. I can promise that, as a regular voter, I will be doing my part to try to find such council members.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - Membership on Comprehensive Plan Citizens Advisory Task Force
Date: Wednesday, September 09, 2009 9:56:47 AM

Timothy,

Thanks for the email. All applicants will be fully considered. We appreciated your willingness to serve your community.

Mike Martinez

-----Original Message-----

From: [REDACTED]
Sent: Tuesday, September 08, 2009 8:47 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - Membership on Comprehensive Plan Citizens Advisory Task Force

Date/Time Submitted: 2046 hours

From: Timothy J. Miller

E-mail address: [REDACTED]

Subject: Membership on Comprehensive Plan Citizens Advisory Task Force

Comments:

Mayor Leffingwell and City Council members:

I have applied for membership on the Comprehensive Plan Citizens Advisory Task Force. I'd like to emphasize that I live in Northwest Austin (zip code 78726), an historically unrepresented community that does not have the benefit of a neighborhood plan, yet seems to have a high degree of development. I would appreciate an opportunity to serve as a member of this board, and look forward to making a contribution.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Shade, Randi](#); [Morrison, Laura](#)
Subject: HB 216
Date: Tuesday, September 08, 2009 9:35:58 AM

Bart,

Thanks for the email. The Health and Human Service Council Sub Committee, chaired by Council Member Shade, has been discussing this recently at our last meeting and have asked staff to help us develop policies that take advantage of the opportunity this legislation provides.

We will have another update at the next sub committee mtg this month.

Thanks,

Mike

-----Original Message-----

From: [REDACTED]
Sent: Tuesday, September 08, 2009 9:24 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - HB 216

Date/Time Submitted: 0924 hours

From: Bart Farar

E-mail address: [REDACTED]

Subject: HB 216

Comments:

Hello.

I would like to know what the City's plan is for implementing this new law, which poises Austin to be a potential leader in protecting its elderly and disabled poor from abuse, neglect, and exploitation. I haven't seen or heard anything in the media about how we will move forward in the matter.

Thanks,

BF

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Shade, Randi](#); [Morrison, Laura](#)
Subject: HB 216
Date: Tuesday, September 08, 2009 9:35:58 AM

Bart,

Thanks for the email. The Health and Human Service Council Sub Committee, chaired by Council Member Shade, has been discussing this recently at our last meeting and have asked staff to help us develop policies that take advantage of the opportunity this legislation provides.

We will have another update at the next sub committee mtg this month.

Thanks,

Mike

-----Original Message-----

From: [REDACTED]
Sent: Tuesday, September 08, 2009 9:24 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - HB 216

Date/Time Submitted: 0924 hours

From: Bart Farar

E-mail address: [REDACTED]

Subject: HB 216

Comments:

Hello.

I would like to know what the City's plan is for implementing this new law, which poises Austin to be a potential leader in protecting its elderly and disabled poor from abuse, neglect, and exploitation. I haven't seen or heard anything in the media about how we will move forward in the matter.

Thanks,

BF

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#); [Williamson, Laura](#)
Subject: RE: Submitted from City Council web site - bannner
Date: Tuesday, September 08, 2009 8:22:18 AM

Hey jamie!

Keep your racist, bigoted, homophobic drivell to yourself. We will gladly continue to hang the banners and support this Festival and more.

Have a nice day

Mike

-----Original Message-----

From: [REDACTED]
Sent: Monday, September 07, 2009 10:37 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - bannner

Date/Time Submitted: 2236 hours

From: James Mutz

E-mail address: [REDACTED]

Subject: bannner

Comments:

I will call over there to that office to address the banner I saw flying over one of these Texas streets (Travis, Bowie, Crockett) Gay and Lesbian Festival Take it down mayor lower case m. You are pathetic.

Captain USMC

James Mutz

512-739-4585
[REDACTED]

Theres a new sheriff in town. Remember that you spick.

From: [Martinez, Mike \[Council Member\]](#)
To: ["Beyer, Caroline"](#); [Margaret Gomez](#); [John Trevino](#); [REDACTED] [Mike Manor](#); [Riley, Chris](#)
Cc: [edith.moreida@co.travis.tx.us](#); [Moore, Andrew](#); [laura@ci.leander.tx.us](#); [Williamson, Laura](#); [Bui, Tina](#)
Subject: RE: Capital Metro Sunset Self Evaluation Report
Date: Friday, September 04, 2009 1:42:51 PM

Thanks Caroline,

Glad we have a 3 day weekend to read through it.

Seriously, I appreciate all the hard work and effort to get this done so fast.

Mike

From: Beyer, Caroline [REDACTED]
Sent: Friday, September 04, 2009 1:38 PM
To: Margaret Gomez; Martinez, Mike [Council Member]; John Trevino; [REDACTED]; Mike Manor; Riley, Chris
Cc: [edith.moreida@co.travis.tx.us](#); [Moore, Andrew](#); [laura@ci.leander.tx.us](#); [Williamson, Laura](#); [Bui, Tina](#)
Subject: Capital Metro Sunset Self Evaluation Report

Hello all,

Please find attached an electronic copy of Capital Metro's "Self-Evaluation Report" which was submitted to the Sunset Commission today. Hard copies of the report are being sent to you in today's mail.

Here is a brief overview of the report's contents. (The report's table of contents has more detail if there are areas in which you are particularly interested.)

II. Key Functions and Performance

- Overview of entire agency; highlights of obstacles and opportunities for our agency

III. History

V. Funding

- While it is called funding, it only very briefly describes how we get our funding and the bulk of the remaining information is a summary about how much each department spends.

VI. Organization

- Summary of how many of us there are and how much each dept. spends

VIII. Statutory Authority and Recent Legislation

IX. Policy Issues

- **Rail Referendum Requirement**
- **Service Area Expansion**

XII. Agency Comments

- **[Labor] StarTran/Capital Metro Organization Structure**
- **[Finances] Capital Metro's Funding Structure and Financial Sustainability**

The Sunset Commission has not released their review schedule, but anticipates doing so no later than the first week of October. We will keep you updated once we hear from them. Thanks and have a safe holiday weekend!

Regards,
Caroline Beyer & Tina Bui
Co-Project Managers for Sunset Review

Caroline Beyer

VP Internal Audit, Capital Metro

Ph: 512-389-7560

Fax: 512-369-6070

email: caroline.beyer@capmetro.org

T ogether

E veryone

A ccomplishes

M ore

From: [Martinez, Mike \[Council Member\]](#)
To: [Nathan, Mark](#); [Leffingwell, Lee](#); [Shade, Randi](#)
Cc: [Curtis, Matt](#); [Garza, Bobby](#); [Bier, Marti](#); [Garza, Rudy](#)
Subject: RE: press event tomorrow
Date: Thursday, September 03, 2009 1:17:27 PM

[looks good](#)

From: Nathan, Mark
Sent: Thursday, September 03, 2009 1:13 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Shade, Randi
Cc: Curtis, Matt; Garza, Bobby; Bier, Marti; Garza, Rudy
Subject: press event tomorrow

Below is a draft media advisory and draft talking points for LL, MM and RS for tomorrow's presser. Please share any additional thoughts or concerns you have. Matt will put this advisory out to the press by mid-afternoon. Thanks, MN.

MEDIA ADVISORY FOR FRIDAY, SEPT. 4

City of Austin Will "Go Local" With Future Construction Contracts

Austin Mayor Lee Leffingwell, Mayor Pro Tem Mike Martinez and City Council Member Randi Shade will announce a new City of Austin plan to award more construction contracts to local Austin businesses.

WHAT: Press Conference Announcing New City of Austin "Go Local" Plan
WHEN: Friday, September 4, 10:00 AM
WHERE: Austin City Hall, 301 West 2nd Street, Media Room, 1st Floor
CONTACT: Matt Curtis, 983-5347

TALKING POINTS

Lee:

During my campaign for mayor I made a commitment to pursue amendments to the City's procurement policies that would allow us to award more of our contracts to local Austin businesses.

I'm very proud to say today that we are taking a big, important step in that direction by launching a plan to incorporate new evaluation criteria into our contract selection process for construction contracts.

For the first time ever, we will be in a position to award evaluation points to contract bidders IF they have a local presence here in Austin.

That means that if a company with a local presence is bidding on a City project, they will potentially be in a position to earn a higher evaluation score than a company that does NOT have a local presence in Austin.

In cases where all other things were perfectly equal – for example, qualifications and cost – then companies that have a local presence in Austin would receive the City contract over companies that do not.

For now, this "go local" scoring will only apply to City construction contracts. But once we

have accomplished this, we will immediately go to work on changes that we believe will allow us to express a local preference for the purchase of goods and commodities as well.

We're expecting to have this new "go local" policy come online within the next 30 days, so that construction projects that are bid out in October and beyond will fall under the new approach.

I want to commend City Manager Marc Ott and Assistant City Manager Rudy Garza for their great work on this issue.

Mike:

This is one of those policy changes that may appear small at first glance, but in fact will have an enormous impact for Austin over the long term.

All you have to do is look at the numbers to start to get a sense of what this is likely to mean for lots of local construction companies and the local economy.

In 2007, for example, the City of Austin spent over \$139 million dollars on construction projects. In 2008, the City spent over \$219 million dollars on construction contracts.

Now imagine that if under the new policy, just 10% of the contracts that were previously awarded to out-of-town companies were instead awarded to local companies. Last year, that would have meant nearly \$22 million in additional LOCAL spending.

This is a change in approach that has been a long time in coming, and I want to commend the mayor for his leadership on this, as well as the City Manager and Assistant City Manager Rudy Garza for finding a way to make this happen.

As the mayor said, this is a big, important first step toward "going local" with more City spending, and I'm looking forward to working with him and Council Member Shade and others to take subsequent steps and do even more.

Randi:

The way I see it, this new plan really amounts a local economic stimulus initiative.

Some people may recall that back in March, the City Manager announced his "Accelerate Austin" initiative, which was intended to bring planned road improvement projects online sooner than had been originally scheduled.

Basically, that initiative is taking much of the 2006 voter-approved bond funding for road construction projects and getting it out on the street faster.

That's good for Austin in terms of relieving traffic congestion, but also in terms of stimulating our local economy with significant public sector spending.

Now, with this new shift in procurement policy that will help us prioritize LOCAL spending on our construction contracts, we're very likely to get even more stimulus bang for our buck from the "Accelerate Austin" plan.

So I want to applaud everyone who has been focused on working to make this happen, including my own staff, Mike's staff, Lee's staff, and all the folks on the management side, from Marc to Rudy and on down.

The bottom line here is that this is a very good thing for local businesses and for the local economy as a whole, and I hope it is indeed only a first step in the direction of doing

even more to keep City of Austin spending as local as possible.

Mark Nathan
Chief of Staff, Office of Mayor Lee Leffingwell
Office: (512) 974-3368
[REDACTED]

From: Martinez, Mike [Council Member]
Sent: Saturday, August 29, 2009 8:43 AM
To: [REDACTED]; [REDACTED] Boas, Charles
Cc: Riley, Chris; Lloyd, Brent; Hilling, Clara; Margaret Lloyd; Kate Meehan; Glenn Reed; Amy Brotman; Priscilla Boston; Jack Josey Newman; Garza, Bobby; Moore, Andrew
Subject: RE: [Fwd: Re: [Fwd: [CHERRYWOOD] Chicas Pornograficas]]

Hi Girard,

My staff and I are also trying to figure out a way to deal with this issue. We have received several emails from the community.

We will let you know what we find out.

Mike

From: Girard Kinney [mailto:[REDACTED]]
Sent: Fri 8/28/2009 5:18 PM
To: [REDACTED]; Boas, Charles
Cc: Martinez, Mike [Council Member]; Riley, Chris; Lloyd, Brent; Hilling, Clara; Margaret Lloyd; Kate Meehan; Glenn Reed; Amy Brotman; Priscilla Boston; Jack Josey Newman
Subject: Re: [Fwd: Re: [Fwd: [CHERRYWOOD] Chicas Pornograficas]]

Mr. Boas; I just called 311 to check on the status, referencing the Service Request number that I was given early this morning (155516) and was told I would need to contact Moses Rodriguez at 974.3594, whom they said had been assigned to this case. Unfortunately, Mr. Rodriguez's VM says that he checks messages from 7-9 every morning, so I guess he will not get that message until Monday morning. I have made a stab at what I would assume to be his email address and have cc'd him here.

Girard Kinney, AIA
Owner/Principal
Kinney & Associates
1008 East Sixth [78702]
P.O. Box 6456
Austin, Texas 78762-6456

O. 512.472.5572
F. 512.476.9956
C. 512.657.1593
H. 512.478.5042

Please submit emails with large file attachments to:
kadwgs@kinneyarchitects.com

<http://www.kinneyarchitects.com>

Girard Kinney wrote:

Gentlemen; I reported this sign using 311 this morning; the Service Request number is 155516. From what Ms. Hilling has said, it will probably be determined to be an illegal on-premise sign. My concern, as you will see below, is that having allowed mobile billboards,

this sign may be legal when it leaves the premisis. Please advise. Thanks.

Girard

<http://www.flickr.com/photos/10325609@N03/sets/72157622163385794/show/>

----- Original Message -----

Subject:Re: [Fwd: [CHERRYWOOD] Chicas Pornograficas]

Date:Fri, 28 Aug 2009 08:38:44 -0500

From:Girard Kinney [REDACTED] >

Reply-To: [REDACTED]

Organization:Kinney & Associates

To:Hilling, Clara <clara.hilling@ci.austin.tx.us>

CC:Margaret Lloyd <[REDACTED]>, "Lloyd, Brent"
<Brent.Lloyd@ci.austin.tx.us>, Kate Meehan [REDACTED], Glenn
Reed [REDACTED]

References:<4A97C92B.2090605@kinneyarchitects.com>
<382242.93953.qm@web83810.mail.sp1.yahoo.com>
<4A97D6D2.8000107@kinneyarchitects.com>
<E0EF60545E2A4546969CACA57B8E8E69033CA54A@COAEVS2.coacd.org>
<178299.87832.qm@web83802.mail.sp1.yahoo.com>
<E0EF60545E2A4546969CACA57B8E8E69033CA54E@COAEVS2.coacd.org>

Clara; I just did. The Service Request Number is 155516. I do have a question, when this vehicle is being driven around, parked elsewhere, delivering ladies and paraphernalia to other locations, how is it then classified? I knew it would be illegal as an On Premise sign, but while my neighborhood is up in arms at its being parked there, this is not what bothers me personally, since one might expect this kind of advertising at a place of business where one finds merchandise like this inside. My biggest concern is that when it is not on the site I would think that it is a mobile billboard; if not what is it?

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Hilling, Clara wrote:

Then someone needs to call 3-1-1.

Clara Hilling, Planner II

Sign, Banner & Sound Review

Watershed Protection & Development Review

Email address: clara.hilling@ci.austin.tx.us

974-2686

974-6372(fax)

From: Margaret Lloyd [mailto:[REDACTED]]
Sent: Friday, August 28, 2009 8:23 AM
To: Hilling, Clara; [REDACTED]
Cc: Lloyd, Brent; Kate Meehan
Subject: Re: [Fwd: [CHERRYWOOD] Chicas Pornograficas]

Yes, my point exactly. Thank you.

From: "Hilling, Clara" <clara.hilling@ci.austin.tx.us>
To: [REDACTED] Margaret Lloyd <[REDACTED]>
Cc: "Lloyd, Brent" <Brent.Lloyd@ci.austin.tx.us>; Kate Meehan <[REDACTED]>
Sent: Friday, August 28, 2009 8:21:31 AM
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Sign, Banner & Sound Review

Watershed Protection & Development Review

Email address: clara.hilling@ci.austin.tx.us

974-2686

974-6372(fax)

From: Girard Kinney [mailto:[REDACTED]]

Sent: Friday, August 28, 2009 8:09 AM
To: Margaret Lloyd
Cc: Hilling, Clara ; Lloyd, Brent ; Kate Meehan
Subject: Re: [Fwd: [CHERRYWOOD] Chicas Pornograficas]

Margaret; you may remember that we have mobile billboards in Austin now, so obviously signs painted on vehicles are legal under that provision.

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From: Girard Kinney <[REDACTED]>
To: Clara Hilling <clara.hilling@ci.austin.tx.us>; Brent Lloyd <brent.lloyd@ci.austin.tx.us>
Cc: Kate Meehan <[REDACTED]>; Margaret Lloyd <[REDACTED]>
Sent: Friday, August 28, 2009 7:10:19 AM
Subject: [Fwd: [CHERRYWOOD] Chicas Pornograficas]

Clara or Brent; I am assuming that this mobile advertising is legal, due to the Council having allowed mobile billboards last year; is this correct?

----- Original Message -----

Subject:[CHERRYWOOD] Chicas Pornograficas
Date:Fri, 28 Aug 2009 03:19:11 -0000
From:rosanacarroll <[REDACTED]>
To:NeighborNet@yahoogroups.com

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<http://www.flickr.com/photos/10325609@N03/sets/72157622163385794/show/>

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I sent the slideshow URL and a message to the city council. Mike Martinez has said he will look into the situation.

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--Pat

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--

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Yahoo! Groups

[Mom Power](#)

Community just for Moms

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From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]
Cc: [REDACTED]; [Nathan, Mark](#); [Moore, Andrew](#); [REDACTED]
Subject: Re: Chamber Mission Trip to NYC - December 6th-9th, 2009
Date: Monday, August 31, 2009 2:06:46 PM

Thank you sir

From: Steve Drenner [REDACTED]
To: Martinez, Mike [Council Member]
Cc: [REDACTED] Nathan, Mark; Moore, Andrew; Michele Haussmann
Sent: Mon Aug 31 13:58:13 2009
Subject: RE: Chamber Mission Trip to NYC - December 6th-9th, 2009

Mike,

I am headed out of town this afternoon. I'll postpone the submission of the withdrawal letter until Thursday, and I'll get a draft release to you, Mark and Lee before then.

Thanks,
Steve

-----Original Message-----

From: Martinez, Mike [Council Member] [mailto:Mike.Martinez@ci.austin.tx.us]
Sent: Monday, August 31, 2009 1:45 PM
To: Steve Drenner
Cc: [REDACTED]; Nathan, Mark; Moore, Andrew
Subject: RE: Chamber Mission Trip to NYC - December 6th-9th, 2009

Thanks Steve. We will try to make it.

Also, wanted to let you know that Lee and I would like to request a quote in your release about Wildflower.

Is that still going out today?

Mark Nathan will be helping on the quotes.

Thanks,
Mike

From: Steve Drenner [REDACTED]
Sent: Monday, August 31, 2009 12:51 PM
To: Martinez, Mike [Council Member]
Subject: FW: Chamber Mission Trip to NYC - December 6th-9th, 2009

Mike,

Here are the dates for the NYC trip---as well as the flights that I'm taking. I hope that you and Laura can go.

Steve

From: Karen Smith
Sent: Monday, August 31, 2009 11:51 AM
To: Steve Drenner
Subject: Chamber Mission Trip to NYC - December 6th-9th, 2009

Departing - Sunday, December 6th
Jet Blue Flight 1062
1:08 PM - Departs Austin Austin, TX (AUS)

5:52 PM - Arrives JFK airport New York City (JFK) non-stop flight

~~~~~  
Returning - Wednesday, December 9th  
Jet Blue Flight 1065  
12:25 PM - Departs JFK airport New York City (JFK)  
3:41 PM - Arrives Austin, Texas (AUS) non-stop flight

Stephen O. Drenner  
Drenner & Golden Stuart Wolff, LLP  
301 Congress Avenue, Suite 1200  
Austin, Texas 78701  
Tel: 512 404-2201  
Fax: 512 404-2244  
Email: [REDACTED]

**From:** [Martinez, Mike \[Council Member\]](#)  
**To:** [Steve Drenner](#)  
**Cc:** [REDACTED]; [Nathan, Mark](#); [Moore, Andrew](#)  
**Subject:** RE: Chamber Mission Trip to NYC - December 6th-9th, 2009  
**Date:** Monday, August 31, 2009 1:44:36 PM

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301 Congress Avenue, Suite 1200

Austin, Texas 78701

Tel: 512 404-2201

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Email:



From: [Martinez, Mike \[Council Member\]](#)
Cc: [\[REDACTED\]](#); [\[REDACTED\]](#) m; [Boas, Charles](#)
[Riley, Chris](#); [Lloyd, Brent](#); [Hilling, Clara](#); [Margaret Lloyd](#); [Kate Meehan](#); [Glenn Reed](#); [Amy Brotman](#); [Priscilla Boston](#); [Jack Josey](#)
[Newman](#); [Garza, Bobby](#); [Moore, Andrew](#)
Subject: RE: [Fwd: Re: [Fwd: [CHERRYWOOD] Chicas Pornograficas]]
Date: Saturday, August 29, 2009 8:43:44 AM

Hi Girard,

My staff and I are also trying to figure out a way to deal with this issue. We have received several emails from the community.

We will let you know what we find out.

Mike

From: Girard Kinney [mailto:[\[REDACTED\]](#)]
Sent: Fri 8/28/2009 5:18 PM
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Cc: Martinez, Mike [Council Member]; Riley, Chris; Lloyd, Brent; Hilling, Clara; Margaret Lloyd; Kate Meehan; Glenn Reed; Amy Brotman; Priscilla Boston; Jack Josey Newman
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Date:Fri, 28 Aug 2009 08:38:44 -0500
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Reply-To:[REDACTED]
Organization:Kinney & Associates
To:Hilling, Clara <clara.hilling@ci.austin.tx.us>
CC:Margaret Lloyd [REDACTED], "Lloyd, Brent"
<Brent.Lloyd@ci.austin.tx.us>, Kate Meehan <[REDACTED]>,
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References:<4A97C92B.2090605@kinneyarchitects.com>
<382242.93953.qm@web83810.mail.sp1.yahoo.com>
<4A97D6D2.8000107@kinneyarchitects.com>
<E0EF60545E2A4546969CACA57B8E8E69033CA54A@COAEVS2.coacd.org>
<178299.87832.qm@web83802.mail.sp1.yahoo.com>
<E0EF60545E2A4546969CACA57B8E8E69033CA54E@COAEVS2.coacd.org>

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Clara Hilling, Planner II

Sign, Banner & Sound Review

Watershed Protection & Development Review

Email address: clara.hilling@ci.austin.tx.us

974-2686

974-6372(fax)

From: Margaret Lloyd [mailto:[REDACTED]]
Sent: Friday, August 28, 2009 8:23 AM
To: Hilling, Clara; [REDACTED]
Cc: Lloyd, Brent; Kate Meehan
Subject: Re: [Fwd: [CHERRYWOOD] Chicas Pornograficas]

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Cc: "Lloyd, Brent" <Brent.Lloyd@ci.austin.tx.us>; Kate Meehan
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Date:Fri, 28 Aug 2009 03:19:11 -0000
From:rosanacarroll [REDACTED]
To:NeighborNet@yahoogroups.com

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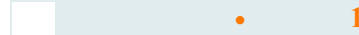
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From: [Martinez, Mike \[Council Member\]](#)
To: [Shade, Randi](#); [Cole, Sheryl](#)
Subject: RE: ACVB Budget
Date: Thursday, August 27, 2009 8:06:33 PM

Tell me what to do....I'm in.

M

-----Original Message-----

From: Shade, Randi
Sent: Thursday, August 27, 2009 8:05 PM
To: Cole, Sheryl; Martinez, Mike [Council Member]
Subject: FW: ACVB Budget

Looks like LM is going to try to take a lead on this one.....we need to beat her to the punch. I will have something for y'all to look at Monday.

Just an FYI...The HLC grants committee is meeting with Julie Hart on Bob's staff next week, and Rudy and I had an initial discussion about ideas last night. There is a way to get to a better place than we've been, but I am not motivated the way Joe P is to have Bob's throat. We need to be more moderate. I love Joe, but am afraid he has put Barbara Rush on high alert without understanding all the facts, and that can be a dangerous situation.

That's my 2 cents.....

-Randi

-----Original Message-----

From: Bob Lander
Sent: Thu 8/27/2009 7:40 PM
Subject: Fw: ACVB Budget

Hmmm

Bob Lander
President & CEO
Austin Convention & Visitors Bureau
V: 512 529 7201

Sent using BlackBerry

----- Original Message -----

From: Morrison, Laura <Laura.Morrison@ci.austin.tx.us>
To: Bob Lander
Cc: Corpus, Grace <Grace.Corpus@ci.austin.tx.us>; Rush, Barbara <Barbara.Rush@ci.austin.tx.us>
Sent: Thu Aug 27 19:37:58 2009
Subject: RE: ACVB Budget

Bob - thanks for your follow up information. I am committed to getting a productive dialogue going on this topic. This week is quickly disappearing but hope to get back to you on this next week to try to set something up with you and others.

Thanks,

Laura

From: Bob Lander [REDACTED]
Sent: Thursday, August 27, 2009 5:35 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura; Spelman, William; Riley, Chris; Cole, Sheryl
Cc: Ott, Marc; Garza, Rudy
Subject: ACVB Budget

Mayor, Mayor Pro Tem, Council Members:

It has come to my attention that additional questions regarding Heritage Tourism have arisen and I would like to address the misinformation that has been distributed.

The numbers that have been distributed to judge the "soft goal" (which does not exist in the current city code and was confirmed by a City of Austin attorney to not exist in 1994) are incorrect. The spreadsheet pulls from our total budget (which includes our private revenue) not from the Hotel Occupancy Tax funding. If you pull from the correct numbers (please see attached - under tab "Corrected"), you will see that there were years when we actually exceeded the non-existent "soft goal" of 16.67% funding to Historic Preservation and Promotion.

My next thought, is that the numbers on this spreadsheet do not include a full picture of our funding of historic preservation or promotion efforts. As most of you know, we tie the promotion of the historic assets of the city into almost everything that we do. In the past several years, in order to increase efficiency and in accordance with CVB best practices, we have folded many of the duties of heritage tourism into different departments - advertising and marketing now falls to the Marketing and Communications department, grant administration now falls under Administration, Heritage Tourism now falls under Tourism, the free historic walking tours now fall under the Visitors Center. Below is an abbreviated example of some of the heritage promotion activities that are not included in the budget numbers shown on this spreadsheet:

- Â• National Trust for Historic Preservation - sponsorship of at least \$50,000 to support this convention to be held in Austin in 2010.
- Â• Heritage Society of Austin - supported \$24,000 in advertising for the Circa Antique Show.
- Â• Heritage brochures - 10 different brochures that advertise the different historic districts in Austin.
- Â• Website - History is highlighted on our website with an avatar and experience videos for historic attractions.
- Â• Online advertising - literally millions of impressions of online ads promoting the history of Austin as a reason to visit, including a highlighted sweepstakes package.
- Â• Billboards - highlighting different historic attractions
- Â• Staycation Promotion - highlighted different historic attractions.
- Â• Included in all of our official publications - Visitors Guide, Meeting Planners Guide, Rack

Brochure, and tourism collateral

There are many others that I won't include at this time. I will, however, work on a comprehensive list of all heritage activities and will assign dollar amounts to them to provide a full picture of our heritage preservation and promotion efforts.

As for "compromising our directive", some in the community are misinformed about our true directive from the City of Austin. Our contract states our mission is "to market and sell Austin as a premier business and leisure destination, enriching Austin's hospitality industry and the community's overall quality of life." Simply put, our directive from the city, in accordance with the state statutory uses of hotel occupancy tax, has been very clear - to put "heads in beds" by filling the convention center (a \$2 billion public investment has been made in hospitality infrastructure) and supporting the hospitality industry so that we can continue to be an economic driver for the local economy. Clearly, we use heritage as a tool to promote Austin - much the same way we use live music, outdoors, and sports.

In my opinion, the only compromise to our directive has been in the illegal use of hotel occupancy tax to fund historic preservation projects from the Historic Landmark Commission which clearly do not have a value to tourism in Austin. In fact, several projects are for properties that aren't even open to the public. If others in the community have ideas for other projects that will support tourism in the city of Austin, I would welcome a meeting with them.

Lastly, I'm at a bit of a loss regarding the hoped for results from these questions. I would be surprised if any other organization in this community has done more for historic preservation and promotion than we have. I would like to believe that some face-to-face meetings, so that we can all understand the others goals and challenges, would bring us closer to promoting Austin's heritage in a more cohesive package.

Bob Lander

ROBERT LANDER
PRESIDENT & CEO
AUSTIN CONVENTION & VISITORS BUREAU
301 CONGRESS, SUITE 200 - AUSTIN, TX 78701
V: (512) 583-7201 - F: (512) 583-7354
WWW.AUSTINTEXAS.ORG <<http://www.austintexas.org/>> Follow Austin on
<<http://twitter.com/VisitAustinTX>> and become a Fan on <<http://www.facebook.com/pages/Visit-Austin-Texas/58749257416?sid=609336d5984a1271dd95b34c4d5acb12&ref=s>>

GO GREEN. AUSTIN HAS.
PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING THIS E-MAIL.

DISCLAIMER: This message may contain confidential or proprietary information and is intended only for the use of the individual or group named above. If you are not the intended recipient, you should not read, print, retain, copy or disseminate this e-mail or any part of it. If you received this e-mail in error, please notify the sender immediately by reply e-mail and delete it and any attachments from your mailbox. The Austin Convention and Visitors Bureau (ACVB) does not accept liability for any statements that are clearly the sender's own opinion and not made on behalf of ACVB.

From: [Martinez, Mike \[Council Member\]](#)
To: [Nathan, Mark](#); "[REDACTED]"; [Garza, Bobby](#)
Subject: FW: City of Austin Memo to Mayor and Council by ACM Garza re: Use of Local Presence in Contract Awards
Date: Thursday, August 27, 2009 11:30:27 AM
Attachments: [2009, August Memo MayorCouncil ACM Garza Use of Local Presence in Contract Awards.pdf](#)

We need to do an item from Council directing this. Lee and I made campaign commitments to implement this if found to be legal.

From: From the Public Information Office
Sent: Wednesday, August 26, 2009 1:38 PM
To: Official Distribution
Cc: Beekley, Taja
Subject: City of Austin Memo to Mayor and Council by ACM Garza re: Use of Local Presence in Contract Awards

From: [Martinez, Mike \[Council Member\]](#)
To: [Leffingwell, Lee](#); [REDACTED]; [Garza, Bobby](#); [Moore, Andrew](#)
Subject: Fw: "Members of the Austin Fire Department shall not criticize or ridicule the Department, its policies, its officers or other members by speech, writing, or other expression, when such speech, writing, or expression...."
Date: Wednesday, August 26, 2009 8:05:12 PM

Guys, this policy is way bad.

I can't be the person to fight this but it has to fought.

M

From: Michael Levy <[REDACTED]>
To: undisclosed-recipients <undisclosed-recipients:;>
Sent: Wed Aug 26 19:46:32 2009
Subject: "Members of the Austin Fire Department shall not criticize or ridicule the Department, its policies, its officers or other members by speech, writing, or other expression, when such speech, writing, or expression...."

Apparently the First Amendment no longer applies to Austin Fire Dept. personnel...as per the chief's new "Code of Conduct" effective 8/11/09 (Specific text is below)

Note that now "Any written, auditory, and/or visual messages communicated by a member that are relative to the Austin Fire Department in any capacity are the sole property of the Austin Fire Department."

Hmmmm...I thought the Austin Fire Department was part of the City of Austin as a governmental entity empowered by and for Austin citizens.

My bad.

So AFD's "sole property" is now outside the purview of Austin citizens, no longer subject to any Freedom of Information act?

Long ago I learned that for any organization, public sector or private sector, a primary way to go from mediocre or worse to really great was to value and encourage dissent and diverse opinion from its employees. Key words: "diverse opinion".

But the City of Austin still relishes and values and nourishes and manages by a culture of retaliation against dissent within its departments.

Here's the new Austin Fire Department "what goes on within AFD stays within AFD" policy:

"Members of the Austin Fire Department shall not criticize or ridicule the Department, its policies, its officers or other members by speech, writing, or other expression, when such speech, writing, or expression:

1. is defamatory, obscene, slanderous, or unlawful; and/or
2. tends to interfere with the maintenance of proper discipline; and/or
3. damages or impairs the reputation and/or efficiency of the Department or member.

This includes, but is not limited to,

Written, auditory, and/or visual messages communicated via or on Department resources or via or on personal devices such as cell phones, PDAs, etc, and/or social media (Twitter, Facebook, MySpace, etc).

Any written, auditory, and/or visual messages communicated by a member that are relative to the Austin Fire Department in any capacity are the sole property of the Austin Fire Department. This includes, but is not limited to, any written, auditory, and/or visual messages communicated via or on Department resources or via or on personal devices and/or social media.”

From: [Martinez, Mike \[Council Member\]](#)
To: [Sarah Campbell](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Shade, Randi](#); [Cole, Sheryl](#)
Subject: RE: Batfest
Date: Monday, August 24, 2009 8:00:25 AM

Sarah, the council did approve the use of Ann Richards bridge for this years batfest with the explicit direction that there must be a conversation and potential decision to move batfest from the bridge for future festivals.

Thanks,
Mike

From: Sarah Campbell [REDACTED]
Sent: Sunday, August 23, 2009 3:07 PM
To: Leffingwell, Lee; Morrison, Laura; Shade, Randi; Cole, Sheryl; Martinez, Mike [Council Member]
Subject: Batfest

From: [Martinez, Mike \[Council Member\]](#)
To: [Lori C-Renteria](#); [REDACTED]; [Elda Bruciaga](#); [REDACTED]; [Hilling, Clara](#)
Cc: [Guernsey, Greg](#); [REDACTED]; [Amy Thompson](#); [Cesar Sylva](#); [Cristina Valdes](#); [Jeff Thompson](#); [John Michael Cortez](#); [Joseph A Martinez](#); [Kathy McWhorter](#); [Ken Johnson](#); [leah bojo](#); [Michael Casias](#); [Molly O'Halloran](#); [Sabino Renteria](#); [Stephen Shallcross](#); [Susan Benz, AIA](#); [Spelman, William](#); [Riley, Chris](#); [Morrison, Laura](#); [Leffingwell, Lee](#); [Shade, Randi](#); [Cole, Sheryl](#); [Garza, Bobby](#); [Moore, Andrew](#)
Subject: RE: Sound permit mediation meeting
Date: Friday, August 21, 2009 9:58:45 AM

Thanks Lori and all,

I really do appreciate the open dialogue and work that took place last night. Even though we ended up with a postponement and will have to keep working on it, I think we did a lot of good work and are very close to setting a great template for the many many cases that will begin coming to council for consideration.

Just ran into Brent Lloyd downstairs and he agrees that we are close and is ready and willing to help button this up for next week.

Thanks and take care,
Mike Martinez

From: Lori C-Renteria [REDACTED]
Sent: Thursday, August 20, 2009 11:12 PM
To: [REDACTED]; [Elda Bruciaga](#); [REDACTED]; [Hilling, Clara](#)
Cc: [Guernsey, Greg](#); [REDACTED]; [Amy Thompson](#); [Cesar Sylva](#); [Cristina Valdes](#); [Jeff Thompson](#); [John Michael Cortez](#); [Joseph A Martinez](#); [Kathy McWhorter](#); [Ken Johnson](#); [leah bojo](#); [Lori](#); [Michael Casias](#); [Molly O'Halloran](#); [Sabino Renteria](#); [Stephen Shallcross](#); [Susan Benz, AIA](#); [Spelman, William](#); [Riley, Chris](#); [Morrison, Laura](#); [Leffingwell, Lee](#); [Martinez, Mike \[Council Member\]](#); [Shade, Randi](#); [Cole, Sheryl](#)
Subject: Sound permit mediation meeting

Dear All:

Thanks to everyone for agreeing to work together over the next 7 days to work out an agreement on how to implement and enforce the new sound permit ordinance. I just get a big kick out of blazing new frontiers and look forward to Clara Hilling facilitating a meeting real soon so the eastsiders can be the model for others. Too cool.

We'll never find a time everyone can do it, but we could make it easier if Clara coordinates among us for maximum attendance. We need to include Antonio and I don't have his contact info. Since legal is so involved, I'd suggest we need them to attend to help us craft something that will work for us, staff and all the other neighborhoods and bar owners to follow our lead.

Enforcement is key and I liked Tomas' idea about posting the events on the city-wide calendar of street closures. Why not add noisy events to the same monitoring system?

I don't think it'd be much work for NPZD to upload a posting or get the other department to do it for them. Neighborhoods would love the idea of being able to go to one calendar and see what major events/construction projects affecting traffic/environment are happening in their area. That same system could be used for complaints/violations for not complying with notice of an event.

Maybe call the enforcers nuisance patrols which code enforcement and APD DRs are already regularly involved with and documenting. With the will, we'll find a way.

I would like to attend the meeting and am available most days and times. Let me know the most convenient date for everyone else and I'll try to be there.

Thanks again for taking time and extra effort to do it right. Peace out. Lori C-Renteria, 478-6770

From: [Martinez, Mike \[Council Member\]](#)
To: [Nathan, Mark](#); [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#); [Ott, Marc](#)
Cc: [Sherbert, Nicole](#); [Telles, Reyne](#); [Garza, Bobby](#); [Matthews, Douglas](#); [Curtis, Matt](#)
Subject: RE: Council Meals
Date: Thursday, August 20, 2009 1:08:20 PM

[agreed](#)

From: Nathan, Mark
Sent: Thursday, August 20, 2009 1:08 PM
To: Martinez, Mike [Council Member]; Leffingwell, Lee; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl; Ott, Marc
Cc: Sherbert, Nicole; Telles, Reyne; Garza, Bobby; Matthews, Douglas; Curtis, Matt
Subject: RE: Council Meals

[Doug tells me that Marc has now responded to Matt on camera. Unless someone feels differently, I think Marc's response should suffice, and that Mayor / Council need not comment further.](#)

From: Martinez, Mike [Council Member]
Sent: Thursday, August 20, 2009 8:24 AM
To: Leffingwell, Lee; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl; Ott, Marc
Cc: Sherbert, Nicole; Telles, Reyne; Nathan, Mark; Spelman, William; Garza, Bobby; [REDACTED]
Subject: RE: Council Meals

[I personally think there should one "official" coordinated response to a hyped up story like this. I would urge all to consider this.](#)

[Thanks,](#)
[Mike](#)

From: Flener, Matt [REDACTED]
Sent: Wednesday, August 19, 2009 10:57 PM
To: Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl; Ott, Marc
Cc: Sherbert, Nicole; Telles, Reyne; Shane Allen; Matt Brown
Subject: Council Meals

Mayor, Council Members, and Mr. Ott,

Thursday, KXAN Austin News plans to air a story about a public information request filed recently regarding meals at council meetings. The information obtained from the request shows a total of \$24,408.98 spent on lunches and dinners at council meetings since the fiscal year began. According to our calculations it averages around \$1,100 per council meeting and \$17 per person (lunch and dinner).

We understand the money spent is small in comparison to many of your budgets, and the city's budget as a whole, but we believe the public has a right to know about these expenses.

KXAN saw a recent exchange between frequent council speaker Gus Pena and members of council where he suggested at a recent council meeting that you bring sack lunches to council meetings.

From that exchange, we felt compelled to make the request to see how much money the city spent on meals every Thursday.

I won't necessarily have time to talk with each of you with your schedules tomorrow. But in complete fairness, I would like your response for our story to the following questions.

I'm curious about your response to the justification of the lunches and dinners in a tight budget period.

Were the council meeting lunches or dinners on the menu of items considered for cutting from the budget?

Has there been any consideration for cutting the number (65) of meals down from the staff, or taking 15-30 minute lunch and dinner breaks to give people time to leave city hall? Do all assistant city managers, or most department directors, or executive assistants need to be on the lunch and dinner list for every meal? Why can't everyone bring a sack lunch?

Also, the city spent just more than \$500 at the council inauguration this year on cake and water for the reception during a tight budget time, paring down previous council inauguration budgets. Yet, most of the meals for lunch and dinner are above the \$500 amount. How do you justify continuing to spend money on meals at council meetings, when the public message sent during the inauguration was that you were cutting back spending on food?

Finally, would you consider changing the policy on meals at council meetings?

I hope to hear back from you on most if not all of these questions for my story. I will try to track down some of you for an on-camera interview about this as well.

My deadline is 2 p.m. Thursday for this story.

I appreciate your openness and continued access.

Thanks,
Matt

Matt Flener | Reporter | KXAN Austin News | [REDACTED] | 512-934-3893 | [REDACTED]
[REDACTED]

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#)
Subject: RE: Council Photo shoot
Date: Thursday, August 20, 2009 10:33:09 AM

I'm gonna save this email ;-)

From: Morrison, Laura
Sent: Thursday, August 20, 2009 10:33 AM
To: Martinez, Mike [Council Member]
Subject: RE: Council Photo shoot

[Whatever makes you happy.](#)

[And thanks for reining in the crossed wires on #15.](#)

From: Martinez, Mike [Council Member]
Sent: Thursday, August 20, 2009 10:30 AM
To: Morrison, Laura
Subject: RE: Council Photo shoot

Thanks for changing that last paragraph....much appreciated

From: Morrison, Laura
Sent: Thursday, August 20, 2009 10:29 AM
To: Martinez, Mike [Council Member]
Subject: RE: Council Photo shoot

[Nice! Thx for taking.](#)

From: Martinez, Mike [Council Member]
Sent: Thursday, August 20, 2009 9:43 AM
To: Leffingwell, Lee; Shade, Randi; Morrison, Laura; Cole, Sheryl; Spelman, William; Riley, Chris; Ott, Marc
Cc: Nathan, Mark; Garza, Bobby; Moore, Andrew; Rush, Barbara; Williams, Nancy; Everhart, Amy
Subject: Council Photo shoot

[How much did we pay that guy?](#)

[I wont charge a dime for this shot.](#)

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - watering schedule
Date: Thursday, August 20, 2009 10:18:26 AM

Linda,

The 12am rule only applies to automatic irrigation systems. If you are watering by hose end, you are allowed to water beginning at 7pm or before 10am on your water day.

Hope this helps.

Mike

-----Original Message-----

From: [REDACTED]
Sent: Thursday, August 20, 2009 8:35 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - watering schedule

Date/Time Submitted: 0834 hours

From: Linda Klaus

E-mail address: [REDACTED]

Subject: watering schedule

Comments:

I am writing in regard to the water schedule that is to go into effect on August 24. I do not understand how I am supposed to water my yard from midnight to 10 a.m. - I cannot afford to install a water sprinkler system and will therefore need to be up all night moving water hoses around. I presume this schedule has been proposed to deter people from watering at all and only those who can afford a water sprinkler system will have yards with living grass.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Moore, Andrew](#)
Subject: RE: Submitted from City Council web site - Golf course watering
Date: Thursday, August 20, 2009 8:30:04 AM

It's my understanding that all city of Austin golf courses are watered with not treated water.

We will look into this and find out what we can.

Thanks,
Mike

-----Original Message-----

From: [REDACTED]
Sent: Wednesday, August 19, 2009 9:12 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - Golf course watering

Date/Time Submitted: 2111 hours

From:

E-mail address: [REDACTED]

Subject: Golf course watering

Comments:

Hello,

As many of us struggle just to keep our trees alive (thousands of trees have already succumbed in Austin), I see that golf courses will be exempt from the new watering restrictions, at least the tees and greens. This makes no sense. If you've been reviewing the online comments at the American Statesman this week, you're aware that the public is incensed about water issues.

On this subject, I would like to know how much water each council member has used each month this summer, and whether you have planted xeriscape landscaping. Doing so would set a good example.

Thank you.

From: [Martinez, Mike \[Council Member\]](#)
To: [Spillar, Rob](#); [Morrison, Laura](#)
Cc: [Grassfield, Steve](#); [Goode, Robert](#)
Subject: RE: Memo to Mayor and Council by Spillar - Transportaton Dept re: New Pay Station Update 8-17-09
Date: Thursday, August 20, 2009 8:26:02 AM

Thanks Rob,

Has this been issues in a public info release. If not, could we do that.

Mike

From: Spillar, Rob
Sent: Wednesday, August 19, 2009 5:55 PM
To: Morrison, Laura; Martinez, Mike [Council Member]
Cc: Grassfield, Steve; Goode, Robert
Subject: RE: Memo to Mayor and Council by Spillar - Transportaton Dept re: New Pay Station Update 8-17-09

I wanted to get back to you on the remaining issue that I did not answer below. People who got a ticket for improper display of their parking receipt before we changed our "training" approach can and will get their tickets removed. If the citizen will call the number on the ticket which gets them to parking enforcement, we will request a fax or photo copy of their parking receipt and then we will contact municipal court on their behalf to negate the ticket. Note: this is only for improper display of the ticket. If their ticket was expired or did not exist in the car at all, that is a different ticket for either time expired or failure to pay. We are addressing the ticket not being on the windshield which we agree with you and others is a learning curve that we need to facilitate. We are really excited for this new system to be customer focused and have been responding to this issue as quickly as possible. Thank you for your help.

Robert Spillar, P.E.
Austin Department of Transportation

From: Spillar, Rob
Sent: Wednesday, August 19, 2009 9:34 AM
To: Morrison, Laura
Cc: Grassfield, Steve
Subject: Re: Memo to Mayor and Council by Spillar - Transportaton Dept re: New Pay Station Update 8-17-09

I am working on latter issue. They will have to go through court due to span of control. But will work on that

You are right on the storage of plates issue. We will make a data driven decision on when to end the warning process. I am assuming at some point most people will get it and we can go to normal enforcement. And yes, we are thinking one warning per car then a ticket. This way the patron will have had notice before enforcement

From: Morrison, Laura
To: Spillar, Rob
Cc: Martinez, Mike [Council Member]

Sent: Tue Aug 18 17:34:10 2009

Subject: FW: Memo to Mayor and Council by Spillar - Transportaton Dept re: New Pay Station Update 8-17-09

Rob,

Thanks for coming up with a way to deal with the learning curve that is still out there. I think that extending the courtesy notices will be a big help since many people don't use our parking 'meters' on a regular basis and will be first time users beyond the first week of installation.

Since the license plate will be recorded, I assume that means only one courtesy notice per license plate? That seems like a very reasonable constraint. And staying flexible on the duration of the extension to monitor the learning curve sounds perfect.

Any way to address one time ticket-ees who already got a ticket and have contacted us?

Laura

PS Great graphic.

Laura Morrison

Austin City Council, Place 4

512-974-2258

512-974-1886 (Fax)

Laura.Morrison@ci.austin.tx.us

<http://www.ci.austin.tx.us/council/morrison.htm>

From: From the Public Information Office

Sent: Tuesday, August 18, 2009 4:47 PM

To: Official Distribution

Cc: Garza, Jason

Subject: Memo to Mayor and Council by Spillar - Transportaton Dept re: New Pay Station Update 8-17-09

From: [Martinez, Mike \[Council Member\]](#)
To: [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#); [Ott, Marc](#)
Cc: [Sherbert, Nicole](#); [Telles, Reyne](#); [Nathan, Mark](#); [Spelman, William](#); [Garza, Bobby](#); [REDACTED]
Subject: RE: Council Meals
Date: Thursday, August 20, 2009 8:23:44 AM

I personally think there should one "official" coordinated response to a hyped up story like this. I would urge all to consider this.

Thanks,
Mike

From: Flener, Matt [REDACTED]
Sent: Wednesday, August 19, 2009 10:57 PM
To: Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl; Ott, Marc
Cc: Sherbert, Nicole; Telles, Reyne; Shane Allen; Matt Brown
Subject: Council Meals

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My deadline is 2 p.m. Thursday for this story.

I appreciate your openness and continued access.

Thanks,
Matt

Matt Flener | Reporter | KXAN Austin News | [REDACTED] | 512-934-3893 | [REDACTED]
[REDACTED]

From: [Martinez, Mike \[Council Member\]](#)
To: [Williams, Will](#); [Williams, Nancy](#); [Leffingwell, Lee](#); [Ott, Marc](#); [Martinez, Rose Marie](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Telles, Reyne](#); [Nathan, Mark](#)
Subject: RE: Itinerary: Thursday Photo Shoot
Date: Wednesday, August 19, 2009 3:05:45 PM

I will drive to MACC on my way in

See you all in the morning

From: Williams, Will
Sent: Tuesday, August 18, 2009 4:59 PM
To: Williams, Nancy; Leffingwell, Lee; Ott, Marc; Martinez, Rose Marie; Riley, Chris; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Cc: Telles, Reyne; Nathan, Mark
Subject: Itinerary: Thursday Photo Shoot

Itinerary: Group photo Mayor, Council and City Manager

CONTACT: Will Williams, CPIO (cell: 512.627.6817)

Thursday, August 20

8:45 a.m. – 9:40 a.m.

meet: City Hall (breezeway)

shoot: Mexican-American Cultural Arts Center (MACC), 600 River Street (78701) 478-6222

- | | |
|-------------|---|
| 8:45 | CM and Council Members meet at City Hall (breezeway) |
| 8:50 | CM and Council depart City Hall for MACC (transportation provided) |
| 9:00 | CM and Council arrive at MACC |
| 9:00 – 9:10 | Mayor arrives at MACC
Council and Mayor take their place; Fine-tune lighting/arrangement |
| 9:10 – 9:15 | Photographer shoots first series of photographs (without CM) |
| 9:15 – 9:20 | CM steps in – photographer shoots second series of photographs |
| 9:20 – 9:30 | <i>[10-minute cushion in case of delay/malfunction/etc.
If all has gone according to plan, Mayor, Council and CM depart MACC for
City Hall]</i> |
| 9:30 | Mayor, Council and CM depart MACC for City Hall (transportation provided) |
| 9:40 | Mayor, Council and CM arrive at City Hall |

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Cole, Sheryl](#); [Morrison, Laura](#); [Shade, Randi](#); [Riley, Chris](#)
Cc: ["sam.biscoe@co.travis.tx.us"](#); ["commissioner.gomez@co.travis.tx.us"](#); ["ron.davis@co.travis.tx.us"](#); ["sarah.eckhardt@co.travis.tx.us"](#); ["karen.huber@co.travis.tx.us"](#); [Garza, Bobby](#)
Subject: Re: River trash
Date: Wednesday, August 19, 2009 11:03:19 AM

Chad,

My office is reaching out to Senator Watson and Representative Rodriguez to see what we can do.

We will follow up when we have more info.

Thanks,
Mike

From: Chad Williams <[REDACTED]>
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Cole, Sheryl; Morrison, Laura; Shade, Randi; Riley, Chris
Cc: sam.biscoe@co.travis.tx.us <sam.biscoe@co.travis.tx.us>; commissioner.gomez@co.travis.tx.us <commissioner.gomez@co.travis.tx.us>; ron.davis@co.travis.tx.us <ron.davis@co.travis.tx.us>; sarah.eckhardt@co.travis.tx.us <sarah.eckhardt@co.travis.tx.us>; karen.huber@co.travis.tx.us <karen.huber@co.travis.tx.us>
Sent: Wed Aug 19 10:59:39 2009
Subject: River trash

Concerning today's Statesman cover story ('River trash overflows')...

Without getting into the murkiness of right-of-way and TxDOT, can't our local law enforcement at least ensure that dumping and littering is not happening? Can the Austin Police Department and Travis County Sheriff's Department work together on enforcement?

After talking to Mark Lisher of the Statesman, it appears that APD has the jurisdiction to enforce penalties. Can any of you confirm this?

If this is the case, APD needs to pursue enforcement at the 183/Montopolis Bridge. The historic littering, dumping of chemicals into the river, dumping large items (like a hot tub!) all contribute to the need for enforcement.

And here's another thought, from what Mark reported and just from looking at the picture on the front page, I'd say there's a considerable amount of alcohol consumption going on there!! Just by enforcing the penalties for littering and dumping, APD could also be preventing other crimes from occurring, i.e., under-aged drinking, public intoxication and disorderly conduct, DUI, crimes against women,... and all the other crimes rooting from alcohol consumption.

What can be done? How can APD respond? Should the city and county work on a solution together?

One last thing, please get more trash cans down there... and hey, throw in a recycle bin or two as well. You know there's lots of cans and bottles down there!

Thanks for your time!
Chad Williams
Democratic Precinct Chair
Precinct 243

From: [Martinez, Mike \[Council Member\]](#)
To: [Randy Turner](#)
Cc: [Morrison, Laura](#); [Shade, Randi](#)
Subject: RE: Electric assistance
Date: Wednesday, August 19, 2009 8:39:28 AM

Mr. Turner,

The council sub committee on Health and Human Services met yesterday and Chairwoman Shade, CM Morrison and myself (all serve on this committee) spoke specifically about this issue and need to address this from a policy stand point. We have asked staff to begin working on this issue and bring back suggestions for policy changes at the next meeting.

We appreciate your concerns and share them as well.

Thanks,
Mike Martinez

From: Randy Turner [mailto:[\[REDACTED\]](#)]
Sent: Tuesday, August 18, 2009 9:53 PM
To: Estrada, Deena
Subject: RE: Electric assistance

Deena,

First, thank you responding. You are the ONLY staff, Council Member, or Administrator to respond to me. (And I wrote personal letters to *all seven* Councilpeople and the City Manager). Guess it isn't quite reelection time yet.

With all due respect, please ask Councilman Spelman exactly WHAT there is to 'better understand'??!! He is an intelligent guy; does common sense not tell him that we are experiencing unusually hard times with the heat wave and economic slowdown and that most folks do not have the immediate means to absorb 30-50% increases in our (already-high) monthly electric bills? With regard to your reference to the 'special unit at AE': The average citizen should not be forced into a charity situation due to temporary conditions such as we are having now. Besides that, the Charity function of AE is absolutely worthless to the average customer who has an outrageously high bill-- AE just simply does not enough in that fund to 'give away' enough to any one customer to do him/her any good.

Let me ask the question again: **Why are the Council and Administration not working on a change of policy (even if it were temporary) to alleviate the current hardship conditions for the citizens they supposedly serve?** It is not a *gift* we are looking for; rather it is simply the ability to 'stretch out' payment of our high bills over a longer, **workable** period of time. The City would not loose anything in the long run. Another option is suspend (even temporarily) the onerous electric rate structure which penalizes everyone severely for trying to stay comfortable during 100 degree-plus weather. [Fat chance on that one!]

It is nice to know that the ol' "Let them eat cake" attitude is alive and well at The Ivory Tower (aka City Hall). So what's new?

Randy Turner

Subject: Electric assistance

Date: Tue, 18 Aug 2009 15:32:20 -0500
From: Deena.Estrada@ci.austin.tx.us
To: [REDACTED]

Mr. Turner

Thank you for contacting our office with you concerns to the current heat wave and utility bills. There is a special unit within Austin Energy that those with economic hardships can apply for. We are aware that this plan is not beneficial to all.

Council Member Spelman is currently meeting with citizens and local non profits to better understand concerns and suggestions of the community. Thank you for your suggestions, they will be passed along for further review to CM Spelman.

Best Regards,

Deena Estrada-Salinas
Constituent Services Aide
Office of City Council Member Bill Spelman
512.974.2256 (phone)
512.974.7655 (fax)
<http://www.ci.austin.tx.us/council/spelman.htm>

With Windows Live, you can organize, edit, and share your photos. [Click here.](#)

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - condo tax breaks
Date: Tuesday, August 18, 2009 1:53:41 PM

Sully, where do you get your info pal?

First I heard of any proposal for tax break for downtown condo owners.

Mike

-----Original Message-----

From: [REDACTED]
Sent: Tuesday, August 18, 2009 1:51 PM
To: [Leffingwell, Lee](#); [Martinez, Mike \[Council Member\]](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: Submitted from City Council web site - condo tax breaks

Date/Time Submitted: 1351 hours

From: Michael Sullivan

E-mail address: [REDACTED]

Subject: condo tax breaks

Comments:

No tax breaks for downtown condo owners at the expense of the rest of Austin homeowners.

Those who vote for condo-owner tax breaks will not receive my vote in the next election.

Note: I have not missed a vote in the 38 years I have lived in Austin.

From: [Martinez, Mike \[Council Member\]](#)
To: ["Paul Robbins"](#)
Cc: [Leffingwell, Lee](#); [Moore, Andrew](#); [Garza, Bobby](#); [Curtis, Matt](#); [Williams, Nancy](#)
Subject: RE: You Really ARE Tied of Hearing From Me
Date: Monday, August 17, 2009 2:40:03 PM

Paul, I don't veiw this at all as creating limitations. It's the regular folks who sign up to speak about the exact same issue over and over who are limiting other citizens ability to speak. If you are not an abuser, then it shouldn't affect you at all.

And let's be honest Paul. You are hardly one to take up the fight for folks who council doesn't listen to. I give you every meeting request you have ever made and I have no problems talking you any time I see you. I also am very responsive to all emails. So I just don't see how you could even begin to feel like we don't listen to you. In the grand scheme of things I believe my actions would speak for themselves.

The new process will actually allow MORE citizens the chance to adress the council. If all slots are not taken for any given meeting, then I am going to suggest that any citizen in attendance (that's you) would have the ability to take an open slot on a first come first serve basis.

I think this it is fair, appropriate and over due.

See you Thursday Paul.

Mike

From: Paul Robbins [REDACTED]
Sent: Monday, August 17, 2009 2:34 PM
To: Martinez, Mike [Council Member]
Subject: You Really ARE Tied of Hearing From Me

Mike,

A reporter this morning informed me you and Lee are suggesting a rules change for Council meetings.

Why are you making it more difficult for people to speak at Citizens Communications? It is hard enough for the average person to be heard without confining them to once a month.

I realize there are people that abuse the privilege by talking without knowledge or using excessive emotionalism. I am not one of them, and should not be punished because some people don't take it seriously.

In the grand scheme of things, this is just one more piece of a pattern that discourages or removes citizen participation in City government.

Yours,

Paul Robbins
447-8712

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Spillar, Rob](#)
Subject: RE: Submitted from City Council web site - s
Date: Monday, August 17, 2009 11:49:46 AM

I have asked our transportation director to please provide a response.

Mike

-----Original Message-----

From: [REDACTED]
Sent: Monday, August 17, 2009 10:59 AM
To: [Leffingwell, Lee](#); [Martinez, Mike \[Council Member\]](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: Submitted from City Council web site - s

Date/Time Submitted: 1059 hours

From: erin wallace

E-mail address: [REDACTED]

Subject: s

Comments:

These meters are ridiculous!! I came downtown to bring my grand daughter from San Antonio to ride the Austin Duck Tours. I used the parking meter on Congress to park safely and legally downtown. I even added additional unnecessary time at my own expense on the meter to be on the safe, legal side. I paid for 3 hours but was only gone one. With still plenty of paid time on my meter, I came back to my car to find A TICKET!! I had evidently put the sticker on the wrong side of the dash board EVEN THOUGH the sticker was in PLAIN site of the policeman who gave me the ticket. I was appalled. Here I'm being a law abiding citizen but get a ticket because the stickers on the wrong side of the dash board. The ticket was RIGHT next to the sticker so I know the officer saw it. SHAME ON YOU AUSTIN TRANSPORTATION DEPARTMENT! I was so embarrassed in front of my grandchild even though I had just told her how wonderful Austin was. Erin Wallace

From: [Martinez, Mike \[Council Member\]](#)
To: [Spillar, Rob](#)
Cc: [Morrison, Laura](#); [Leffingwell, Lee](#); [Moore, Andrew](#); [Garza, Bobby](#); [Curtis, Matt](#); [Williams, Nancy](#)
Subject: FW: Mike Martinez - solar powered parking meters
Date: Monday, August 17, 2009 11:48:26 AM

Rob,

CM Morrison and I discussed this issue this morning. Can we please discuss and come up with a plan that works a little better?

Mike

-----Original Message-----

From: [REDACTED]
Sent: Monday, August 17, 2009 11:03 AM
To: Martinez, Mike [Council Member]
Subject: Mike Martinez - solar powered parking meters

Date/Time Submitted: Monday, 8/17/09, 1102 hours

From: erin wallace

E-mail address: [REDACTED]

Subject: solar powered parking meters

Comments:

These meters are ridiculous!! I came downtown to bring my grand daughter from San Antonio to ride the Austin Duck Tours. I used the parking meter on Congress to park safely and legally downtown. I even added additional unnecessary time at my own expense on the meter to be on the safe, legal side. I paid for 3 hours but was only gone one. With still plenty of paid time on my meter, I came back to my car to find A TICKET!! I had evidently put the sticker on the wrong side of the dash board EVEN THOUGH the sticker was in PLAIN site of the policeman who gave me the ticket. I was appalled. Here I'm being a law abiding citizen but get a ticket because the stickers on the wrong side of the dash board. The ticket was RIGHT next to the sticker so I know the officer saw it. SHAME ON YOU AUSTIN TRANSPORTATION DEPARTMENT! I was so embarrassed in front of my grandchild even though I had just told her how wonderful Austin was. Erin Wallace

From: [Martinez, Mike \[Council Member\]](#)
To: [Leffingwell, Lee](#); [Cole, Sheryl](#); [Shade, Randi](#); [Morrison, Laura](#); [Riley, Chris](#); [Spelman, William](#)
Cc: [Ott, Marc](#); [Williams, Nancy](#); [Cavazos, Jazmin](#)
Subject: RE: Photo 8/20
Date: Monday, August 17, 2009 9:35:51 AM

[it's not on mine...not sure](#)

From: Leffingwell, Lee
Sent: Monday, August 17, 2009 9:11 AM
To: Martinez, Mike [Council Member]; Cole, Sheryl; Shade, Randi; Morrison, Laura; Riley, Chris; Spelman, William
Cc: Ott, Marc; Williams, Nancy
Subject: Photo 8/20

I just noticed this photo session on my calendar, and unfortunately, I can't make it at 0845. I will try my best to make 0900, and promise 0915. Sorry for any inconvenience, but wanted to let everyone know in advance.

LL

From: [Martinez, Mike \[Council Member\]](#)
To: ["Ross Smith"](#); [Cole, Sheryl](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Riley, Chris](#); [Shade, Randi](#); [Spelman, William](#)
Subject: RE: NRDC - Top 10 US cities of the future
Date: Thursday, August 06, 2009 12:05:06 PM

Thanks Ross. See you at 4

Mike

From: Ross Smith [mailto:████████████████████]
Sent: Thursday, August 06, 2009 11:52 AM
To: Cole, Sheryl; Leffingwell, Lee; Martinez, Mike [Council Member]; Morrison, Laura; Riley, Chris; Shade, Randi; Spelman, William
Subject: NRDC - Top 10 US cities of the future

Dear Council,

The following item from Yahoo Green might interest you. It gives the top 10 US cities of the future, as ranked by the Natural Resources Defense Council. Austin is # 6.

<http://green.yahoo.com/blog/greenpicks/249/top-10-u-s-cities-of-the-future.html>

I encourage you to check out Denver, ranked # 9 primarily on the strength of their water conservation programs. You might want to have staff review that city's work and report back to you on how they stack up against Austin's efforts.

Keep up the good work.
Ross Smith

From: [Martinez, Mike \[Council Member\]](#)
To: [Nathan, Mark](#); [Bergeron, Allen](#); [REDACTED]
Cc: [Curtis, Matt](#); [Garza, Bobby](#)
Subject: RE: Disabled American Veterans National Recognition
Date: Thursday, August 06, 2009 10:57:40 AM

sounds good. I will have Bobby get Matt a quote

From: Nathan, Mark
Sent: Thursday, August 06, 2009 10:57 AM
To: Bergeron, Allen; [REDACTED] Martinez, Mike [Council Member]
Cc: Curtis, Matt
Subject: RE: Disabled American Veterans National Recognition

Great. I'd like to ask Matt to write and distribute a press release. Ok with everyone? Thanks.

From: Bergeron, Allen
Sent: Thursday, August 06, 2009 10:24 AM
To: [REDACTED]; Martinez, Mike [Council Member]
Cc: Curtis, Matt; Nathan, Mark
Subject: Disabled American Veterans National Recognition

Gentlemen,

The National Disabled American Veterans (DAV) has selected the City of Austin as the recipient of the nation's large employer of the year award. We are the only City in the Country to receive this award.

Attached is a letter from the National Service Director.

The City of Austin currently has approximately 150 disabled veterans within its workforce.

Congratulations Sir!

Allen Bergeron

Veterans Consultant
City of Austin
Human Resources Department
P.O. Box 1088
Austin, TX 78767
(512) 974-3459 (office)
(512) 974-3321 (fax)

Click here to view City of Austin jobs:
<http://www.ci.austin.tx.us/hr/default.htm>

We do not look upon Veterans as an interruption of our job.
They are the purpose of it.
We are not doing them a favor....they are doing us a favor by letting us assist them!

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#)
Subject: RE: Submitted from City Council web site - True non-discrimination
Date: Tuesday, August 04, 2009 2:33:51 PM

Not a problem. I enjoy folks like that.

M

-----Original Message-----

From: Morrison, Laura
Sent: Tuesday, August 04, 2009 1:03 PM
To: Martinez, Mike [Council Member]
Subject: RE: Submitted from City Council web site - True non-discrimination

Thanks for your support.

Laura Morrison
Austin City Council, Place 4
512-974-2258
512-974-1886 (Fax)
Laura.Morrison@ci.austin.tx.us
<http://www.ci.austin.tx.us/council/morrison.htm>

> -----Original Message-----

> From: Martinez, Mike [Council Member]
> Sent: Tuesday, August 04, 2009 9:44 AM
> To: 'Phil Brown'
> Cc: Leffingwell, Lee; Riley, Chris; Shade, Randi; Morrison, Laura;
> Spelman, William; Cole, Sheryl
> Subject: RE: Submitted from City Council web site - True non-
> discrimination
>
> That's right Phil. Certain folks want "freedom" from Government until you
> need to dial 911, play in a park or read a book for free. Then the gov
> looks pretty good.
>
> Take care and thanks for your advise.
>
> Mike

> -----Original Message-----

> From: Phil Brown [REDACTED]
> Sent: Tuesday, August 04, 2009 8:40 AM
> To: Martinez, Mike [Council Member]
> Cc: Phil Brown; Leffingwell, Lee; Riley, Chris; Shade, Randi; Morrison,
> Laura; Spelman, William; Cole, Sheryl
> Subject: Re: Submitted from City Council web site - True non-
> discrimination
>
> Dear Mr. Martinez:
>
> By applying your definition of non-discrimination, you'll just be
> discriminating in other ways. You'll be discounting the moral code of
> those business owners who disagree with your agenda.
>

> Social engineering doesn't work and is not even an American principle.
> Freedom from government interference, however, is fully American, and we
> need to get back to it.
>
> You need to leave businesses alone whenever you can. It's hard enough out
> here. Your job on the Council should be to stop wasting our money, lower
> our property tax bills, and stop wasting your time on political games.
> Given the sad state of our city's parks, streets, police and libraries,
> can't you focus on those core issues, and not go after cheap political
> points with activist groups?
>
> Do the real work of governing and leave the pandering to the Congress.
> They are experts at it.
>
> Phil Brown
> Austin, TX
>
>
> On Aug 4, 2009, at 8:33 AM, Martinez, Mike [Council Member] wrote:
>
> > Phil...it's actually not just San Francisco. And I think your premise
> > of "non-discriminating" would simply allow it to rampantly occur.
> >
> > We are joining a long list of States and Cities across the country and
> > I am in full support of my colleagues who have made this proposal.
> >
> > <http://www.transgenderlaw.org/ndlaws/index.htm#jurisdictions>
> >
> > States: 13 + DC
> > Cities and counties: 93
> > Total 107
> >
> > Mike Martinez
> >
> > -----Original Message-----
> > From: [REDACTED]
> > Sent: Tuesday, August 04, 2009 8:26 AM
> > To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris;
> > Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
> > Subject: Submitted from City Council web site - True non-
> > discrimination
> >
> >
> > Date/Time Submitted: 0826 hours
> > From: Phil Brown
> > E-mail address: [REDACTED]
> > Subject: True non-discrimination
> > Comments:
> > Ref: Statesman article "City may require contractors to prove
> > they have nondiscrimination policy"
> >
> > A true non-discrimination policy would let all businesses determine
> > their own policies without any pressure from the government at all. I
> > totally oppose any requirement of any kind at any level that a
> > business seeking city contracts, or engaging with the city in any
> > fashion whatsoever, should adhere to a particular agenda driven by a
> > particular activist lobby.
> >
> > I don't care how they do it in San Francisco. This is Texas, and we
> > should adhere to principles of independence and freedom for businesses

> > and individuals.

> >

From: [Martinez, Mike \[Council Member\]](#)
To: "Phil Brown"
Cc: [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - True non-discrimination
Date: Tuesday, August 04, 2009 9:44:30 AM

That's right Phil. Certain folks want "freedom" from Government until you need to dial 911, play in a park or read a book for free. Then the gov looks pretty good.

Take care and thanks for your advise.

Mike

-----Original Message-----

From: Phil Brown [REDACTED]
Sent: Tuesday, August 04, 2009 8:40 AM
To: Martinez, Mike [Council Member]
Cc: Phil Brown; Leffingwell, Lee; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Re: Submitted from City Council web site - True non-discrimination

Dear Mr. Martinez:

By applying your definition of non-discrimination, you'll just be discriminating in other ways. You'll be discounting the moral code of those business owners who disagree with your agenda.

Social engineering doesn't work and is not even an American principle. Freedom from government interference, however, is fully American, and we need to get back to it.

You need to leave businesses alone whenever you can. It's hard enough out here. Your job on the Council should be to stop wasting our money, lower our property tax bills, and stop wasting your time on political games. Given the sad state of our city's parks, streets, police and libraries, can't you focus on those core issues, and not go after cheap political points with activist groups?

Do the real work of governing and leave the pandering to the Congress. They are experts at it.

Phil Brown
Austin, TX

On Aug 4, 2009, at 8:33 AM, Martinez, Mike [Council Member] wrote:

> Phil...it's actually not just San Francisco. And I think your premise
> of "non-discriminating" would simply allow it to rampantly occur.
>
> We are joining a long list of States and Cities across the country and
> I am in full support of my colleagues who have made this proposal.
>
> <http://www.transgenderlaw.org/ndlaws/index.htm#jurisdictions>
>
> States: 13 + DC
> Cities and counties: 93
> Total 107
>
> Mike Martinez
>
> -----Original Message-----
> From: [REDACTED]

> Sent: Tuesday, August 04, 2009 8:26 AM
> To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris;
> Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
> Subject: Submitted from City Council web site - True non-
> discrimination
>
>
> Date/Time Submitted: 0826 hours
> From: Phil Brown
> E-mail address: [REDACTED]
> Subject: True non-discrimination
> Comments:
> Ref: Statesman article "City may require contractors to prove
> they have nondiscrimination policy"
>
> A true non-discrimination policy would let all businesses determine
> their own policies without any pressure from the government at all. I
> totally oppose any requirement of any kind at any level that a
> business seeking city contracts, or engaging with the city in any
> fashion whatsoever, should adhere to a particular agenda driven by a
> particular activist lobby.
>
> I don't care how they do it in San Francisco. This is Texas, and we
> should adhere to principles of independence and freedom for businesses
> and individuals.
>

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - True non-discrimination
Date: Tuesday, August 04, 2009 8:33:20 AM

Phil...it's actually not just San Francisco. And I think your premise of "non-discriminating" would simply allow it to rampantly occur.

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<http://www.transgenderlaw.org/ndlaws/index.htm#jurisdictions>

States: 13 + DC
Cities and counties: 93
Total 107

Mike Martinez

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](mailto:[REDACTED])]
Sent: Tuesday, August 04, 2009 8:26 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - True non-discrimination

Date/Time Submitted: 0826 hours
From: Phil Brown
E-mail address: pgbrown@mac.com
Subject: True non-discrimination
Comments:
Ref: Statesman article "City may require contractors to prove they have nondiscrimination policy"

A true non-discrimination policy would let all businesses determine their own policies without any pressure from the government at all. I totally oppose any requirement of any kind at any level that a business seeking city contracts, or engaging with the city in any fashion whatsoever, should adhere to a particular agenda driven by a particular activist lobby.

I don't care how they do it in San Francisco. This is Texas, and we should adhere to principles of independence and freedom for businesses and individuals.

From: [Martinez, Mike \[Council Member\]](#)
To: ["Debbie Burns"; Ott, Marc](#)
Cc: [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Cole, Sheryl](#); [Spelman, William](#); [Hensley, Sara](#)
Subject: RE: Intoxicated - City of Austin Master Plan meeting on Thursday evening
Date: Monday, August 03, 2009 8:49:53 AM

CM Ott,

Can we please get a follow up as soon as you find any information regarding this incident.

Thank you,
Mike

From: Debbie Burns [REDACTED]
Sent: Sunday, August 02, 2009 5:57 PM
To: Ott, Marc
Cc: Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura; Cole, Sheryl; Spelman, William
Subject: Intoxicated - City of Austin Master Plan meeting on Thursday evening

August 1, 2009

Dear Mr. Ott,

I hesitated sending you this memo, but after some thought I just feel its in your best interest to know certain things that are happening at public meetings.

I attended a Master Plan Public meeting this past Thursday July 30th on Barton Springs Road and was shocked and appalled to see your staff intoxicated.

I attended the meeting because of my interest in the master plan and the affect it might have in my neighborhood – University Hills. When I arrived I observed unusual behavior at the registration table. I noticed in particular an African American woman, with glasses and slacks who greeted me with slurred speech and who smelled of alcohol.

I was embarrassed for this individual, the City of Austin and the individuals around her who were trying to calm and distract her from speaking to me and the other guests any further. My concerns were quickly confirmed when I was greeted inside of the meeting room. There were several talking about the same issue, 'the drunk manager'. I chose not to stay for the meeting because I could not see how anyone in this condition would be taking my opinion seriously.

With the City's budgetary woes you have so many other issues at hand and when your staff comes intoxicated to public meetings I personally find it offensive, unprofessional and unacceptable.

Sincerely,

Mrs. Debbie Burns
A Very Concerned Citizen
University Hills

Get free photo software from Windows Live [Click here.](#)

From: [Martinez, Mike \[Council Member\]](#)
To: [Cole, Sheryl](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Riley, Chris](#)
Subject: the bats
Date: Thursday, July 23, 2009 8:13:51 PM
Attachments: [the bats - what about the bats.jpg](#)

My trusty aide Andrew Moore wanted me to pass on his sincere thanks for your vote.

From: [Martinez, Mike \[Council Member\]](#)
To: "H Willomack"; [Leffingwell, Lee](#)
Cc: [Ott, Marc](#); [Riley, Chris](#); [CM Spellman](#); [Morrison, Laura](#); [Shade, Randi](#); [Cole, Sheryl](#); [editor@dailytexanonline.com](#); [Editors@statesman.com](#); [jschwartz@statesman.com](#); [edexheimer@statesman.com](#); [asmith@austinchronicle.com](#); [lnichols@austinchronicle.com](#); [mking@austinchronicle.com](#)
Subject: RE: Fw: Community Q's ARA Report/CM Mitchell
Date: Tuesday, July 21, 2009 3:55:28 PM

I was informed this morning by the auditors office that a report would be issued within a month.

Mike

From: H Willomack [REDACTED]
Sent: Tuesday, July 21, 2009 2:29 PM
To: Leffingwell, Lee
Cc: Ott, Marc; Riley, Chris; CM Spellman; Morrison, Laura; Shade, Randi; Cole, Sheryl; Martinez, Mike [Council Member]; [REDACTED]
[REDACTED]
Subject: Re: Fw: Community Q's ARA Report/CM Mitchell

Dear Mayor Leffingwell:

Individuals & the Austin Community are interested in knowing when the City of Austin plans to release the **City Auditor's report** on the **Austin Revitalization Authority** (ARA).

Austin Chronicle * of July 10 reports that Byron Marshall, Director of ARA for a number of years (& who worked very closely with former city council member Eric Mitchell a number of years back) is leaving for an 'administrative position' with the City of Richmond, VA. in spite of the earlier press reports suggesting Richmond's preference to first await CoA's final Auditor's report (due August '09) of the ARA. -

<http://www.austinchronicle.com/gyrobase/Issue/story?oid=808274>

Considering:

- the investigating questions raised about Marshall's ARA tenure, and the timing of his departure;
- these important (& yet unresolved) ARA questions here in 'River City' -- dating back several years to the mid-1990's; and
- the City Manager's FY10 budget presentation on July 23;

We would like answers to the following:

1. Is it reasonable to expect that the audit reports' on ARA will cover the well-publicized issues & questions that arose in CM Mitchell's relationship with ARA in the mid 1990's/early 00's - as well as the documented connections & involvement of CM Mitchell's insurance agency in & with CoA affairs?
 - o
2. Please advise the Public why CoA's ARA audit report is not RELEASED before or DURING the CoA FY10 budget hearings?

We feel it is very important to have a comprehensive report on the history & operation of the ARA in view of its implications of the CoA FY10 Budget, as well as the the predictive value with regard to evaluating use of Federal Stimulus funds, as applicable not only to East Austin but overall in other sections of the City of Austin.

For example:

- Riverside Area:** What is the CoA plan for utilization of the property in the Riverside Area: formerly houses of hundreds of families, are now razed?

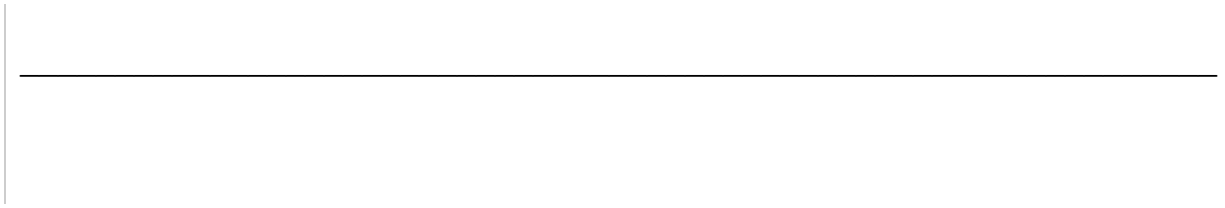
Finally, in view of the issues and questions above, we would appreciate a report on these matters in advance of the FY10 Budget Hearings as a Public Interest matter so that we have the answers to these questions prior to the approval of the FY10 budget.

Regards,
Mr. H. Willomack

cc.
Austin City Manager;
All City of Austin Council Members;
Austin Chronicle;
Austin American Statesman

* Austin Chronicle, July 10, 2009: Link on Byron Marshall's leaving
<http://www.austinchronicle.com/gyrobase/Issue/story?oid=808274>

** PLEASE SEE INTERESTING 'READER COMMENTS': American-Statesman article of __ June, '09, "Critics Question Housing Deal.... (At end of article)
<http://www.statesman.com/news/content/news/stories/local/2009/06/09/0609housing.html>



From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#)
Subject: RE: Submitted from City Council web site - Mike Martinez lack of response
Date: Tuesday, July 21, 2009 3:37:32 PM

I don't recall seeing any email from you before, but I can see why I would not have responded.

Have a good day.

Mike

From: [REDACTED]
Sent: Tuesday, July 21, 2009 2:54 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - Mike Martinez lack of response

Date/Time Submitted: 1454 hours

From: Carol Dean Frost

E-mail address: [REDACTED]

Subject: Mike Martinez lack of response

Comments:

I have, on several occasions, emailed Mike Martinez to object and comment on his involvement regarding the spending of tax payer monies to pay a group to study the quality of life for african americans and most recently hispanics. What about the quality of life for ALL Austinites? Dont we all deserve the best? I am a 66 year old white female and believe me the discrimination I receive is just as intense as any other minority. If you truley dont want division in our community, then dont divide us in this way, to say one group is more important than another is prejudice in its intent. Regardless, Mike Martinez had NEVER responded to any of my emails, not even to aknowledge the fact that they were received. I am not happy and I feel yourself and Mr. Martinez, work for ALL of us not just those selected few you choose to help. Thank you, Carol Dean Frost

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#); [Meszaros, Greg](#)
Subject: RE: Submitted from City Council web site - outrageous water bill
Date: Tuesday, July 21, 2009 1:03:10 PM

Shari,

Thanks for the email and I am sorry about your situation. We will follow up with staff and try to get more info as soon as possible.

Mike

From: [REDACTED]
Sent: Tuesday, July 21, 2009 12:55 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - outrageous water bill

Date/Time Submitted: 1254 hours

From: Shari Ryan

E-mail address: [REDACTED]

Subject: outrageous water bill

Comments:

Dear Mayor Leffingwell and Council I received an unusually high water bill from the COA covering 4/17/09 to 5/18/09. When I contacted the billing dept to inquire they agreed to send a person to re-read the meter. They discovered that they MISread my meter but wouldn't reimburse me for the full amount of what they overcharged me for. This is why I'm writing to you. I'd like to escalate this matter and need to know who I should speak with to do so as the Water Dept tells me that they've done all they can. Thank you, Shari Ryan

From: [Martinez, Mike \[Council Member\]](#)
To: [Goode, Robert](#); [Morrison, Laura](#)
Cc: [Ott, Marc](#); [McDonald, Michael \[APD\]](#); [Leffingwell, Lee](#); [Shade, Randi](#); [Cole, Sheryl](#); [Spelman, William](#); [Riley, Chris](#); [Nathan, Mark](#); [Garza, Bobby](#); [Moore, Andrew](#); [Fernandez, Rolando](#); [Kerr, Rhoda Mae](#); [Rush, Barbara](#)
Subject: Re: Austin Fire Department Female FireFighter Physically Assaulted By Fellow AFD Member
Date: Wednesday, July 15, 2009 5:47:33 PM

Thanks Robert,

I would like to know why the FF's were not put on administrative leave pending the investigation?

Mike

From: Goode, Robert
To: Morrison, Laura
Cc: Ott, Marc; McDonald, Michael [APD]; Leffingwell, Lee; Shade, Randi; Cole, Sheryl; Spelman, William; Riley, Chris; Nathan, Mark; Garza, Bobby; Moore, Andrew; Fernandez, Rolando; Kerr, Rhoda Mae; Kerr, Rhoda Mae; Martinez, Mike [Council Member]; Rush, Barbara
Sent: Wed Jul 15 17:40:10 2009
Subject: RE: Austin Fire Department Female FireFighter Physically Assaulted By Fellow AFD Member

Laura,

From what I understand, the field work (sorting through the allegation and collecting the facts) is indeed complete...but the "investigation" is not closed until the Chief meets with the firefighters involved and talks personally with them. So, we're still approaching this as an investigation "in progress". Chief Kerr is out of the office the rest of the week...as is the firefighter who made the allegation...so the meeting is set for early next week. It is also my understanding that the two firefighters involved do not work in the same station so the timing of this meeting shouldn't be an issue.

From: Morrison, Laura
Sent: Wednesday, July 15, 2009 5:26 PM
To: Goode, Robert
Cc: Ott, Marc; McDonald, Michael [APD]; Leffingwell, Lee; Shade, Randi; Cole, Sheryl; Spelman, William; Riley, Chris; Nathan, Mark; Garza, Bobby; Moore, Andrew; Fernandez, Rolando; Kerr, Rhoda Mae; Kerr, Rhoda Mae; Martinez, Mike [Council Member]; Rush, Barbara
Subject: RE: Austin Fire Department Female FireFighter Physically Assaulted By Fellow AFD Member

Robert –

I am confused. The Media Activity Report today (below) stated that the investigation is complete. The firefighter request was that she be separated from the alleged perpetrator but now it appears that this will be delayed even further now. Can you clarify?

Laura

Submitted by: DeCrane, Michelle

Assigned To: DeCrane, Michelle

Fire: Media called AFD re: a letter that was sent to them by the African American Firefighters' Association alleging a physical altercation took place between an African American female firefighter and a white male firefighter.



City Response/Action: Michelle DeCrane, AFD PIO, responded to this request. **An investigation was done and is complete.** Chief Kerr has not had a chance to meet with the individuals involved, as one of the folks involved is on vacation for at least a week. That is all we can say at this time.

The request

Laura Morrison

Austin City Council, Place 4

512-974-2258

512-974-1886 (Fax)

Laura.Morrison@ci.austin.tx.us

<http://www.ci.austin.tx.us/council/morrison.htm>

From: Goode, Robert

Sent: Wednesday, July 15, 2009 5:13 PM

To: Martinez, Mike [Council Member]

Cc: Ott, Marc; McDonald, Michael [APD]; Leffingwell, Lee; Shade, Randi; Morrison, Laura; Cole, Sheryl; Spelman, William; Riley, Chris; Nathan, Mark; Garza, Bobby; Moore, Andrew; Fernandez, Rolando

Subject: RE: Austin Fire Department Female FireFighter Physically Assaulted By Fellow AFD Member

CM Martinez,

I'm sure I speak for City Manager Ott and for ACM McDonald (both are out of the office today) in stating that they are always concerned about any allegation regarding mistreatment of any Fire Department employee. It's my understanding that this particular issue is indeed currently under investigation. The letter from the Austin African-American Firefighter's Association correctly states that "due to an ongoing investigation at this time we cannot go into details". We will certainly brief you as to the findings of the investigation at the appropriate time.

Thank you for sharing your concerns.

From: Martinez, Mike [Council Member]

Sent: Wednesday, July 15, 2009 4:01 PM

To: Ott, Marc

Cc: Leffingwell, Lee; Shade, Randi; Morrison, Laura; Cole, Sheryl; Spelman, William; Riley, Chris; Nathan, Mark; Garza, Bobby; Moore, Andrew; [REDACTED]; McDonald, Michael [APD]

Subject: FW: Austin Fire Department Female FireFighter Physically Assaulted By Fellow AFD Member

CM Ott,

Please provide a response as soon as possible. This is very disturbing.

Mike

From: AAAFFA Austin TX [REDACTED]

Sent: Wednesday, July 15, 2009 3:58 PM

To: undisclosed-recipients

Subject: Austin Fire Department Female FireFighter Physically Assaulted By Fellow AFD Member

Dear City Official,

Please see attached statement from our association concerning this matter. Thank you.

Bobby Johns

AAAFFA President

PO Box 14942

Austin, TX 78761-4942
Office 512.857.6469
Fax 320.386.0348
www.aaaffa.org

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From: [Martinez, Mike \[Council Member\]](#)
To: [Ott, Marc](#)
Cc: [Leffingwell, Lee](#); [Shade, Randi](#); [Morrison, Laura](#); [Cole, Sheryl](#); [Spelman, William](#); [Riley, Chris](#); [Nathan, Mark](#); [Garza, Bobby](#); [Moore, Andrew](#); [REDACTED]; [McDonald, Michael \[APD\]](#)
Subject: FW: Austin Fire Department Female FireFighter Physically Assaulted By Fellow AFD Member
Date: Wednesday, July 15, 2009 4:01:25 PM
Attachments: [COA.pdf](#)

CM Ott,

Please provide a response as soon as possible. This is very disturbing.

Mike

From: AAAFFA Austin TX [REDACTED]
Sent: Wednesday, July 15, 2009 3:58 PM
To: undisclosed-recipients
Subject: Austin Fire Department Female FireFighter Physically Assaulted By Fellow AFD Member

Dear City Official,
Please see attached statement from our association concerning this matter. Thank you.

Bobby Johns
AAAFFA President
PO Box 14942
Austin, TX 78761-4942
Office 512.857.6469
Fax 320.386.0348
www.aaaffa.org

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From: [Martinez, Mike \[Council Member\]](#)
To: [FuentesCon@aol.com](#); [Cole, Sheryl](#); [Riley, Chris](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Spelman, William](#); [Shade, Randi](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#); [matt.curtis.austin@gmail.com](#); [Ott, Marc](#); [Garza, Rudy](#); [Goode, Robert](#); [Edwards, Sue](#); [McDonald, Michael \[APD\]](#); [Snipes, Anthony](#); [Lumbreras, Bert](#)
Subject: RE: USHCA Press Release KLBJ
Date: Tuesday, July 14, 2009 11:09:00 PM
Attachments: [image001.png](#)
[image002.png](#)

we are sending out a statement soon and we understand Don will provide a public apology at 10am tomorrow on air.

Mike

From: [REDACTED]
Sent: Tue 7/14/2009 11:02 PM
To: Cole, Sheryl; Riley, Chris; Leffingwell, Lee; Martinez, Mike [Council Member]; Morrison, Laura; Spelman, William; Shade, Randi
Cc: Garza, Bobby; Moore, Andrew; [matt.curtis.austin@gmail.com](#); [REDACTED]; Ott, Marc; Garza, Rudy; Goode, Robert; Edwards, Sue; McDonald, Michael [APD]; Snipes, Anthony; Lumbreras, Bert
Subject: USHCA Press Release KLBJ

U.S. HISPANIC CONTRACTORS ASSOCIATION

1106 Clayton Lane, Ste 542W • Austin, Texas 78723 • Tel 512.627-5444 • [REDACTED]



U.S. HISPANIC CONTRACTORS
ASSOCIATION

NEWS RELEASE

For immediate release

July 15, 2009

Contact: Frank Fuentes, Chairman, U.S. Hispanic Contractors Association, (512) 627-5444

USHCA Demands Apology from KLBJ 590 Radio Show Comments Offensive to Large Portion of Population

Austin, Texas - The U.S. Hispanic Contractors Association (USHCA) is condemning the extremely bigoted and damaging remarks made by Don Pryor of KLBJ 590 *The Todd and Don Show* Tuesday July 14, and is demanding an apology.

"In this day and age, it is disheartening to know that prejudice and ignorance continues to thrive in Austin, one of the most progressive cities in the United States," said Frank Fuentes, Chairman of the USHCA. "While we applaud and appreciate Mr. Jeffries' attempts to squash the diatribe by Mr. Pryor, we are demanding an apology from Mr. Pryor and the leadership of

KLBJ.”

While Mr. Pryor commented that he was “using humor cloaked in racism,” the comments have nonetheless had a negative impact on the community. “In my opinion, local radio programs have a responsibility to the local communities they serve, and it is unfortunate that *The Todd and Don Show*, especially Don Pryor, chose to divide this community by playing on people’s fears and anxieties during these difficult economic times. Failing to have a meaningful conversation on any issue does our community a disservice,” said Fuentes.

The USHCA is questioning the wisdom of *The Todd and Don Show* sponsors in supporting radio personalities with such blatant disregard for the courageous men and women who risk life and limb in the daily performance of tasks critical to the infrastructure of the very country in which Mr. Pryor obviously prefers they do not inhabit. “We are beyond offended by the repetitive use of the term “wetback” by Mr. Pryor. The USHCA will discuss the possibility of a boycott of KLBJ 590 and any sponsors supporting KLBJ 590 programming” Fuentes said.

Annual Hispanic consumer buying power in Austin totals nearly \$9 billion, \$154 billion in the State of Texas and more than \$990 billion nationwide. Fuentes added, “The USHCA cannot and will not support any individual, company or media outlet that disparages its culture or the majority of its workforce.”

###

to listen to today's PODCAST from the Todd and Don show please click on link below.

[Tuesday, July 14, 2009](#)

Today, July 14, 2009, 6 hours ago

Illegal aliens or undocumented workers?

[07-14-09.mp3](#)

Can love help you live longer? [Find out now.](#)

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] "mott@ci.austin.tx.us"
Cc: [Leffingwell, Lee](#); [Cole, Sheryl](#); [Spelman, William](#); [Riley, Chris](#); [Morrison, Laura](#); [Shade, Randi](#)
Subject: Re: Roger Duncan (ake The Green Dreamer)
Date: Tuesday, July 14, 2009 10:42:34 PM

Randy,

I've never met you (to my knowledge), but have received your email and would like more specific information if you would like to meet.

And yes, this is the "amateurish" Mayor Pro Tem.

Mike

From: Randy Turner [REDACTED]
To: mott@ci.austin.tx.us <mott@ci.austin.tx.us>
Cc: [Leffingwell, Lee](#); [Cole, Sheryl](#); [Spelman, William](#); [Riley, Chris](#); [Martinez, Mike \[Council Member\]](#); [Morrison, Laura](#); [Shade, Randi](#)
Sent: Tue Jul 14 22:32:48 2009
Subject: Roger Duncan (ake The Green Dreamer)
Dear Mr. Ott,

Let me get this straight: Roger Duncan, 'Chief Architect' of the infamous Austin Garbage Burning Plant (Cost \$30 million) in the 80's, wood pulp promoter and Solar Stimulus Project of the 2000's has struck again with another Green Dream Debacle which we now cannot get out of without screwing the innocent and already overburdened ratepayers with yet another rate increase. Oh, did I mention that Dreamer Boy is also the one who got us out of the South Texas Nuclear Project just precisely when we should have stayed in? How many millions of OUR money do you need to let Roger the Dodger flush down the drain while dreaming his Green Dreams? You must like and respect that record or you would not keep promoting him. Roger Duncan is overpaid, underqualified, misguided, and We Taxpayers deserve much better.

I know that you daily get distorted views of the *real world* by listening to whiners, dreamers, and others of homogeneous free-spending thought all day; but trust me, sir, many of us who demand common sense fiscal responsibility are watching, and the day will come that you and the others who prolifically rubber-stamp your signatures on checks drawn on *our* bank account will be made to account for your actions.

Randy Turner

P.S.

Don't even bother to have some COA Flunky respond to me like you did last time. (It was amateurish and almost incoherent--you could have gotten the same quality letter from a Day Labor Camp person.)

Windows Live™: Keep your life in sync. [Check it out.](#)

From: [Martinez, Mike \[Council Member\]](#)
To: [Li, Victoria J](#); [REDACTED]
Cc: [REDACTED] [Spelman, William](#); [Riley, Chris](#); [Johnson, Christopher \[WPDR\]](#); [Morrison, Laura](#); [Leffingwell, Lee](#); [Ott, Marc](#); [Shade, Randi](#); [Cole, Sheryl](#); [Edwards, Sue](#); [Welch, Sue](#); [REDACTED] [Smith, David \[City Attorney\]](#); [Haught, Kathy](#); [Jimenez, Olga](#)
Subject: Re: EZ Pawn; Determination of Site Development Exemption Request Approving a "Temporary Trailer for [Pawn Shop] Operations" at 1900 E. 7th, Permit 2009-064398; File DA-2009-0648
Date: Tuesday, July 14, 2009 1:43:43 PM

Thank you

From: Li, Victoria J
To: Martinez, Mike [Council Member]; 'Jerry Harris' [REDACTED] >
Cc: 'Chip S. Ross' [REDACTED] > [Spelman, William](#); [Riley, Chris](#); [Johnson, Christopher \[WPDR\]](#); [Morrison, Laura](#); [Leffingwell, Lee](#); [Ott, Marc](#); [Shade, Randi](#); [Cole, Sheryl](#); [Edwards, Sue](#); [Welch, Sue](#); 'cpw@ctw.com' <cpw@ctw.com>; 'Leonard Smith' [REDACTED] >; 'Walter Mizell' [REDACTED] >; [REDACTED] >; [Smith, David \[City Attorney\]](#); [Haught, Kathy](#); [Johnson, Christopher \[WPDR\]](#); [Jimenez, Olga](#)
Sent: Tue Jul 14 13:04:40 2009
Subject: RE: EZ Pawn; Determination of Site Development Exemption Request Approving a "Temporary Trailer for [Pawn Shop] Operations" at 1900 E. 7th, Permit 2009-064398; File DA-2009-0648

Yes, we are working on it and will respond by end of today.

Victoria

From: Martinez, Mike [Council Member]
Sent: Tuesday, July 14, 2009 12:57 PM
To: 'Jerry Harris'; Li, Victoria J
Cc: Chip S. Ross; [REDACTED]; [Spelman, William](#); [Riley, Chris](#); [Johnson, Christopher \[WPDR\]](#); [Morrison, Laura](#); [Leffingwell, Lee](#); [Ott, Marc](#); [Shade, Randi](#); [Cole, Sheryl](#); [Edwards, Sue](#); [Welch, Sue](#); [REDACTED] [Leonard Smith](#); [Walter Mizell](#); [REDACTED]; [Smith, David \[City Attorney\]](#)
Subject: RE: EZ Pawn; Determination of Site Development Exemption Request Approving a "Temporary Trailer for [Pawn Shop] Operations" at 1900 E. 7th, Permit 2009-064398; File DA-2009-0648

Can we please get a response and follow up to this issue as soon as possible.

Thanks,
Mike

From: Jerry Harris [REDACTED]
Sent: Tuesday, July 14, 2009 11:45 AM
To: Li, Victoria J
Cc: Chip S. Ross; [REDACTED]; [Spelman, William](#); [Riley, Chris](#); [Johnson, Christopher \[WPDR\]](#); [Morrison, Laura](#); [Leffingwell, Lee](#); [Ott, Marc](#); [Martinez, Mike \[Council Member\]](#); [Shade, Randi](#); [Cole, Sheryl](#); [Edwards, Sue](#); [Welch, Sue](#); [REDACTED]; [Leonard Smith](#); [Walter Mizell](#); [REDACTED]
Subject: EZ Pawn; Determination of Site Development Exemption Request Approving a "Temporary Trailer for [Pawn Shop] Operations" at 1900 E. 7th, Permit 2009-064398; File DA-2009-0648

See Attached letter regarding the above.

From: [Martinez, Mike \[Council Member\]](#)
To: ["Jerry Harris"; Li, Victoria J](#)
Cc: [Chip S. Ross; \[REDACTED\]; Spelman, William; Riley, Chris; Johnson, Christopher \[WPDR\]; Morrison, Laura; Leffingwell, Lee; Ott, Marc; Shade, Randi; Cole, Sheryl; Edwards, Sue; Welch, Sue; \[REDACTED\] Leonard Smith; Walter Mizell; \[REDACTED\]; Smith, David \[City Attorney\]](#)
Subject: RE: EZ Pawn; Determination of Site Development Exemption Request Approving a "Temporary Trailer for [Pawn Shop] Operations" at 1900 E. 7th, Permit 2009-064398; File DA-2009-0648
Date: Tuesday, July 14, 2009 12:56:39 PM

Can we please get a response and follow up to this issue as soon as possible.

Thanks,
Mike

From: Jerry Harris [mailto:[REDACTED]]
Sent: Tuesday, July 14, 2009 11:45 AM
To: Li, Victoria J
Cc: Chip S. Ross; [REDACTED]; Spelman, William; Riley, Chris; Johnson, Christopher [WPDR]; Morrison, Laura; Leffingwell, Lee; Ott, Marc; Martinez, Mike [Council Member]; Shade, Randi; Cole, Sheryl; Edwards, Sue; Welch, Sue; [REDACTED]; Leonard Smith; Walter Mizell; [REDACTED]
Subject: EZ Pawn; Determination of Site Development Exemption Request Approving a "Temporary Trailer for [Pawn Shop] Operations" at 1900 E. 7th, Permit 2009-064398; File DA-2009-0648

See Attached letter regarding the above.

From: [Martinez, Mike \[Council Member\]](#)
To: ["Paul Waclawsky"](#); [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Richard Halpin](#)
Subject: RE: From: Richard Halpin Re: Green Jobs Training Opportunities
Date: Tuesday, July 14, 2009 12:53:56 PM

[More than happy to support and help Richard.](#)

[Mike](#)

From: Paul Waclawsky [REDACTED]
Sent: Tuesday, July 14, 2009 12:32 PM
To: Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Cc: Richard Halpin
Subject: From: Richard Halpin Re: Green Jobs Training Opportunities

Mayor and Council Members,

I have just scheduled a meeting with Roger Duncan on Monday, July 20th at 3 p.m., to discuss Austin Energy's investment in the accelerated Green Jobs Training Center.

I also spoke to Council Member Riley yesterday about this investment opportunity. The four months that we are looking for Austin Energy's energy investment is the critical time that we're doing all the construction retrofitting for this new LEED certified facility. This accelerated Green Jobs Training Center facility will be the first of its kind of this type of innovation in the country. It will be another reason why Austin can rightfully claim its green energy international leadership.

I need your help with Austin Energy to share your support regarding this investment opportunity for four months worth of energy.

My very best,
Richard Halpin

From: Paul Waclawsky
Sent: Tuesday, July 14, 2009 12:26 PM
To: 'Bonee, Lucy'
Cc: Richard Halpin
Subject: RE: From: Richard Halpin Re: Green Jobs Training Opportunities

[Hello Lucy,](#)

[We are excited to hear back from you on this. Richard is available on Monday July 20th at 3p.](#)
[With this response, I'm confirming this meeting and putting it on his calendar.](#)

[Thanks!](#)

[Paul](#)

From: Bonee, Lucy [<mailto:Lucy.Bonee@austinenenergy.com>] **On Behalf Of** Duncan, Roger

Sent: Tuesday, July 14, 2009 9:46 AM
To: Richard Halpin
Cc: Paul Waclawsky
Subject: FW: From: Richard Halpin Re: Green Jobs Training Opportunities

Hello Mr. Halpin,

Thank you for your recent email. Roger Duncan has asked me to contact you in hopes of scheduling a meeting with you to discuss your email.

Are you available to meet on Monday July 20th at 3:00 p.m.? We are located at 721 Barton Springs Road in the Town Lake Center building.

I look forward to your response.

Sincerely,
Lucy Bonee - Executive Assistant
Austin Energy www.austinenergy.com
O. 512-322-6569 E. lucy.bonee@austinenergy.com

From: Paul Waclawsky [mailto:]
Sent: Wednesday, July 08, 2009 5:14 PM
To: Duncan, Roger; Leffingwell, Lee
Cc: Richard Halpin
Subject: From: Richard Halpin Re: Green Jobs Training Opportunities

Gentleman,

We have such good news! We have brought to Austin \$1.95 million dollars on a \$3 million project to LEED retrofit our South Campus Facility to be a day and evening accelerated Green Jobs Training Center. We are 2/3 of the way to this project's funding completion. We are now reforming our charter public high school to be a green high school. This will bring many schools from across the state and the nation to Austin to visit this green campus. We expect to do more green employment accelerated work on the evenings and weekends; From building energy management systems to solar retail installation, maintenance and more, rainwater harvesting, green culinary academy and several other green employment specific features (for example: electric car conversion and mechanics).

The reason I write to you is that during this construction period (May to August 2009) we will experience extraordinarily high utility bills as the insulation is being removed and replaced as well as the installation of the HVAC system and the controls that are part of it. These are a few of the major renovations on the property.

Is there a way that the Austin Energy Corporation can waive those bills for the construction months or in other ways collaborate with us not only on these utility bills but in other green job training activities?

I'd be delighted to sit down with you or your staff members to discuss green job training

opportunities. I've been told that American YouthWorks was listed as one of the projects that Austin Energy sent to Washington? We'd be delighted to follow up on those opportunities as well.

Parenthetically, the property that we have on East 4th Street, one of the first if not the first commercial green built buildings in downtown Austin, and the warehouse adjoining it (one half block of downtown Austin) may come available for lease or purchase. If the City of Austin or Austin Energy is interested, please let me know.

My very best,
Richard Halpin

Richard Halpin
Founder / Chief Visionary Officer
American YouthWorks
[REDACTED]
(512) 917-6018

Paul Waclawsky
Executive Assistant to Richard Halpin
American YouthWorks
www.americanyouthworks.org
(512) 236-6144

Building Better Lives and Better Communities

This e-mail is only intended for the person(s) to whom it is addressed and may contain confidential information. Unless stated to the contrary, any opinions or comments are personal to the writer and do not represent the official view of American YouthWorks. If you have received this e-mail in error, please notify us immediately by reply e-mail and then delete this message from your system. Please do not copy it or use it for any purposes, or disclose its contents to any other person. Thank you for your respect and cooperation.

From: [Martinez, Mike \[Council Member\]](#)
To: [Cavazos, Jazmin](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#); [Shade, Randi](#)
Subject: RE: Lowell Lebermann Memorial Service
Date: Tuesday, July 14, 2009 9:44:21 AM

CM Shade and I will ride together. Let Raymond know that we don't need a ride.

Thanks,
M

From: Cavazos, Jazmin
Sent: Monday, July 13, 2009 3:58 PM
To: Martinez, Mike [Council Member]
Subject: FW: Lowell Lebermann Memorial Service

[Would you like this on your calendar?](#)

From: Williams, Nancy
Sent: Monday, July 13, 2009 3:57 PM
To: Cavazos, Jazmin; Williamson, Laura; Estrada, Deena; Long, Tara; Corpus, Grace; Diaz, Elaine
Subject: Lowell Lebermann Memorial Service

Please let me know if your boss intends to go and wants to go from here.

The particulars are:

Thursday, July 16

2:30 pm

LBJ Library Auditorium

Raymond will take a car or van, depending on the number of folks.

Thanks -

Nancy

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); "chris.rieley@ci.austin.tx.us"; [Cole, Sheryl](#); [Morrison, Laura](#)
Cc: [Ott, Marc](#); "Bert.Lumberas@ci.austin.tx.us"; [Moore, Andrew](#); [Garza, Bobby](#); [REDACTED]
Subject: Re: Fwd: chain saws slated to rip through historic Oakwood cemetery this week
Date: Monday, July 06, 2009 10:17:41 PM

Thanks Dale,

I have been out of town but will make sure my staff and I are up to speed and looking into this issue.

Thanks for the heads up and suggestion.

Mike

From: DaleFlatt@aol.com <[REDACTED]>
To: Leffingwell, Lee; Martinez, Mike [Council Member]; chris.rieley@ci.austin.tx.us
<chris.rieley@ci.austin.tx.us>; Cole, Sheryl
Cc: Ott, Marc; Bert.Lumberas@ci.austin.tx.us <Bert.Lumberas@ci.austin.tx.us>
Sent: Mon Jul 06 11:34:50 2009
Subject: Fwd: chain saws slated to rip through historic Oakwood cemetery this week

here is the answer I have been waiting for from city staff. I believe the next move is up to council to instruct PARD to develop a plan for the cemeteries and start being accountable.

Dale Flatt

Summer concert season is here! [Find your favorite artists on tour at TourTracker.com.](#)

From: [Martinez, Mike \[Council Member\]](#)
To: [Leffingwell, Lee](#); [Shade, Randi](#); [Morrison, Laura](#); [Cole, Sheryl](#); [Riley, Chris](#); [Spelman, William](#)
Cc: [Ott, Marc](#)
Subject: Great Job Chief...keep it up.
Date: Thursday, July 02, 2009 11:26:27 AM

Appreciated your comments in today's Times article.

Mike

http://www.nytimes.com/2009/07/02/us/02florida.html?_r=1&scp=1&sq=art%20acevedo&st=cse

From: [Martinez, Mike \[Council Member\]](#)
To: [Ortegon, Raul](#); [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)
Cc: [Ott, Marc](#)
Subject: RE: Submitted from City Council web site - Police taking paycut
Date: Thursday, July 02, 2009 11:14:50 AM

Officer Ortegon,

No other city employee is proposed to receive a salary increase this year. Including Mayor and Council.

Your interpretation as "taking a pay cut" is another subject. I would submit that what has been proposed to you all is a deferral and certainly not a pay cut. Your enhanced and guaranteed benefits in the 4th year of this agreement will bring you exactly to the same point had you all not entertained this offer.

I really do appreciate all of APD's efforts and willingness to help. And it's no surprise that you all are leading by example.

Again, thank you for your leadership.

Mike

From: raul.ortegon@ci.austin.tx.us [mailto:raul.ortegon@ci.austin.tx.us]
Sent: Thursday, July 02, 2009 9:17 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl
Subject: Submitted from City Council web site - Police taking paycut

Date/Time Submitted: 0917 hours

From: Raul Ortegon

E-mail address: raul.ortegon@ci.austin.tx.us

Subject: Police taking paycut

Comments:

I am willing to vote to defer my payraise for the benefit of the citizens of Austin. Keep in mind that I, too, am struggling with making ends meet as many others are. I have not heard of any other departments doing the same.

I think, and I am sure you would agree, it would be a fine example of leadership for the mayor and each councilmember to step up and take the lead by being the first to offer to take the same percentage of a paycut as the police are doing.

In case you are wondering I am emailing the same idea to Mr. Ott.

From: [Martinez, Mike \[Council Member\]](#)
To: [David Samaniego](#); [Ott, Marc](#)
Cc: [Garza, Bobby](#)
Subject: RE: Manuel Donley Museum Project
Date: Tuesday, June 30, 2009 11:02:25 AM

David,

It is my understanding that the funding for the project was available in last years budget from the Holly Good Neighbor program.

We will get an update and get it back to you as soon as possible.

Thanks for the email.

Mike

From: David Samaniego [mailto:[\[REDACTED\]](#)]
Sent: Monday, June 29, 2009 11:29 PM
To: Martinez, Mike [Council Member]; Ott, Marc
Subject: Manuel Donley Museum Project

To Mr. Marc Ott and Mr. Mike Martinez,

I am writing to inquire about the status of the Manuel Donley Museum Project. As a student and friend of Mr. Donley, I am often amazed at the stories he tells regarding his life-long career as a musician and composer. His gift of music continues to touch the lives and hearts of many in the Austin community and abroad. When he originally told me about the museum project in 2007, he spoke with a glimmer of joy in his eyes and pride in his voice. He relayed to me he felt his hard work was finally being noticed and that he was humbled by the thought of having his name as part of such a prominent project in East Austin. As you may or may not know, Mr. Donley is now 82 years-old and has been legally blind for some time now. He continues to perform locally and remains enthusiastic when students come for more lessons or just to visit and play guitar. Though he can no longer read music, he continues to entertain his audiences (students and fans alike) from rote memory and years of experience. I can only hope that my skills are a fraction of his when I reach the same age. If you've never heard him play and sing, you are truly missing out on this Austin treasure.

Mr. Donley is not getting any younger (though it is hard to tell by looking at him). He seems to be in good physical health and his mind is as sharp if not sharper than most people half his age. I, like many of Mr. Donley's friends, students, and family anxiously look forward to the start-up of the Manuel Donley Museum Project. But most importantly, we all look forward to the day Mr. Donley can stand at the entrance of the museum named in his honor to cut the ceremonial ribbon.

If there is anything I can do to help expedite the process of ground-breaking and subsequent completion of the project, I am open to any and all suggestions.

Anxiously awaiting your reply and respectfully yours,

David Samaniego

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Riley, Chris](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#); [Ott, Marc](#)
Cc: [Acevedo, Art](#); [Brown, Cliff](#); [Holt, Sam](#); [REDACTED]; [Barnes, Joe](#); [Jones, Shannon](#); [Lurie, David](#); [REDACTED]; [Bridges, Ed](#); [REDACTED]; [GregoryJ Vincent](#); [Exalton Delco](#); [William Akins](#); [dawnna.dukes@house.state.tx.us](#); [Sam.Biscoe@co.travis.tx.us](#); [lloyd.doggett@mail.house.gov](#); [kirk.watson@senate.state.tx.us](#); [Rev. Joseph C. Parker Jr.](#); [James Hill](#); [REDACTED]; [REDACTED]; [Thompson Eleanor](#); [Bill Powers](#); [REDACTED]; [Robert Scott](#); [Ron.Davis@co.travis.tx.us](#); [REDACTED]; [Margo Dove](#); [Carol Wright](#); [REDACTED]
Subject: RE: Greetings From The African American Men and Boys Harvest Foundation, Inc. / Michael Lofton
Date: Monday, June 29, 2009 9:09:16 AM

Mike,

Keep up the great work you are doing. It has not and will not go un-noticed.

You can count on my continued support.

Mike Martinez

From: [REDACTED]
Sent: Sunday, June 28, 2009 11:11 AM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Riley, Chris; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl; Ott, Marc
Cc: Acevedo, Art; Brown, Cliff; Holt, Sam; pcjeep2@netzero.net; Barnes, Joe; Jones, Shannon; Lurie, David; [REDACTED]; Evelyn Mckee; [REDACTED]; Bridges, Ed; [REDACTED]; GregoryJ Vincent; Exalton Delco; William Akins; dawnna.dukes@house.state.tx.us; Sam.Biscoe@co.travis.tx.us; lloyd.doggett@mail.house.gov; kirk.watson@senate.state.tx.us; Rev. Joseph C. Parker Jr.; James Hill; [REDACTED]; [REDACTED]; Thompson Eleanor; Bill Powers; [REDACTED]; Robert Scott; Ron.Davis@co.travis.tx.us; [REDACTED]; Margo Dover; Carol Wright; [REDACTED]; [REDACTED]
Subject: Greetings From The African American Men and Boys Harvest Foundation, Inc. / Michael Lofton

Greetings, Mayor Lee Leffingwell, Mayor Pro-Tem Mike Martinez, City Manager Marc Ott, Council Member Sheryl Cole, Council Member Randi Shade, Council Member Laura Morrison, Council Member William Spelman

It gives me great pleasure to welcome the new members to The Austin City Council. I personally would like to say welcome, and I am very much interested in meeting with each of you just say hello, welcome you and to share with you a little about our Foundation, The African American Men and Boys Harvest Foundation, Inc. When you get a minute, please review the information attached and below, for this will give you an idea of our mission and objectives and the number of youth we work with on an annual basis. We solicit your ideas and input, and would love to have you come and speak at one of the Conferences starting in September. Over the past 3 years, The City of Austin has supported our efforts, and we look forward to the continued support from The City of Austin.

I would like to take this opportunity to thank the various departments from the City of Austin that has attended every conference, set up social service booths as well as facilitated workshops to our youth and their parents at at every conference. They are as follows:

Austin Police Monitors Office - Mr. Cliff Brown

The Austin Police Department - Assistant Police Chief Sam Holt, Antwain Tarver
The Austin Fire Department - Mr. Preston Curtis, Bobby Johns, Ed. Bridges
City of Austin Health and Human Services - Mr. Joe Barnes and Mr. Shannon Jones
Judge Kelly Evans
Judge Alfred Jenkins
Judge Evelyn McKee
Mr. Flynn Lee

We have hosted 31 conferences over the past 36 months, and the individuals listed above have participated at "each" one of them have given hundreds of hours of their personal time to save and reach out to our youth and bring awareness to the community about the social services that are available from The City of Austin. Though there has been many more from The City of Austin that has supported and have participated, but none has given their time on a consistent basis than the individuals listed above, and I personally would like to ask that they be recognized for their time and dedication to the community. For, they are the Community Heroes and should be recognized by your office. We have had over 18,000 participants over the past 3 years, and the individuals above have brought tons of information to the community from the above departments. Please let me know how I can assist in the recognition of the above individuals. During the recognition, there will be other community members from the County and at large that I would like to be included for their contribution of time and Community Service.

Below are the last two articles written on us in The Austin American Statesman on June 19th, 2009:

<http://www.statesman.com/news/content/news/stories/local/2009/06/19/0619lofton.html>
<http://www.statesman.com/news/content/news/stories/local/2009/06/19/0619loftonside.html>

African American Men and Boys Conference Awards

2008 University of Texas Partnership Award
2008 Austin Alliance Black School Educators Community Service Award
2008 University of Texas Social Justice Award
2008 Garnet F. Coleman "Eternal Flame" Award
2008 AISD Dr. Charles Akins Award
2007 Austin City Council – Community Service Award
2007 Congressional Record of Honor from Washington D.C.
2007 NAACP Overton De-Witty Award.
2006 Breath of Life Community Engagement Award
2006 Austin Statesman Community Hero Award

In closing, your continuous support is being requested, and I look forward to meeting with each one of you. Thanks to the City of Austin, we were able to hire our first employee, Ms. Janice Johnson in January of 2009. If you all would like DVD's from the conference's, please let me know, and each conference is filmed and aired on Channel Austin.

Our Partners are The University Of Texas - Division of Diversity and Community Engagement (Dr. Gregory Vincent) and Skill Point Alliance. There are numerous individuals from UT-DDCE and Skill Point Alliance that should be recognized as well.

It has been noted that there is not a program like this no where in the United States, where hundreds of Men and Women come together on a monthly basis, in the schools, to assist in providing our youth with "The Mental Tools and Strategies To Be Productive Citizens". Over 600 workshops have been facilitated in the past 3 years to our youth and their parents. City Manager, Mr. Marc Ott, many thanks.

Please see the attached analysis by Dr. Kevin Cokley of UT, Doctorial Student Mr. Spencer Platt of UT, and our data base was created by Skill Point Alliance. We are currently meeting in an effort to enhance our data base and reports by working in close collaboration with Dr. Holly Williams, Program Evaluation Director with AISD

Once Again, Many Thanks,
Michael Lofton, Executive Director
African American Men and Boys Harvest Foundation, Inc.
10119 Willfield Drive
Austin Texas, 78753
www.aambharvestfoundation.com
(512) 585-6696

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [REDACTED]; [Shade, Randi](#); [Morrison, Laura](#)
Subject: Re: For a Leader
Date: Saturday, June 20, 2009 7:04:53 PM

Amen!!

Thanks Kat. We are not done. Only just beginning and still learning.

Mike

From: Katherine Jones <[REDACTED]>
To: Don Pitts <[REDACTED]>; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura
Sent: Sat Jun 20 18:59:38 2009
Subject: For a Leader

Dear Don, Mike, Randi and Laura,

I know how hard you each worked on trying to get the music dept formed, and it was fueled by good intentions. Sometimes good ideas have other ways to show up in the world, and who knows where this will all go, but the main point is—through it all—I see your leadership, and I am glad each of you is doing what you are doing and offer you this blessing.

For a Leader

John O'Donohue

May you have the grace and wisdom

To act kindly, learning

To distinguish between what is

Personal and what is not.

May you be hospitable to criticism.

May you never put yourself at the centre of things.

May you act not from arrogance but out of service.

May you work on yourself,

Building up and refining the ways of your mind.

May those who work for you know

You see and respect them.

May you learn to cultivate the art of presence

In order to engage with those who meet you.

When someone fails or disappoints you,
May the graciousness with which you engage
Be their stairway to renewal and refinement.
May you treasure the gifts of the mind
Through reading and creative thinking
So that you continue as a servant of the frontier
Where the new will draw its enrichment from the old,
And you never become functionary.
May you know the wisdom of deep listening,
The healing of wholesome words,
The encouragement of the appreciative gaze,
The decorum of held dignity,
The springtime edge of the bleak question.
May you have a mind that loves frontiers
So that you can evoke the bright fields
That lie beyond the view of the regular eye.
May you have good friends
To mirror your blind spots.
May leadership be for you
A true adventure of growth.

Katherine Jones

Please Note NEW Address Effective June 12, 2009

milkshake

4203 Guadalupe Austin, Texas 78751
512 474.7777 X15 PH
512 925.6638 MOBILE
512 474.7882 FAX
www.hellomilkshake.com

From: [Martinez, Mike \[Council Member\]](#)
To: [Hartmann, Laura \(Stover\)](#); [McBee, Barry](#)
Cc: [Morrison, Laura](#)
Subject: RE: UT System News Release: Brackenridge Tract Conceptual Master Plans Unveiled
Date: Thursday, June 18, 2009 4:53:38 PM

Barry,

Thanks for the email. I do have to say I am very disappointed in the initial proposals but I know this is only the beginning and I remain optimistic that we can all work together and come up with something that is a benefit to all interested parties and all Austinites.

Take care,
Mike

From: Hartmann, Laura (Stover) [REDACTED]
Sent: Thursday, June 18, 2009 4:50 PM
To: McBee, Barry
Subject: UT System News Release: Brackenridge Tract Conceptual Master Plans Unveiled
Importance: High

The following is being provided for your information. Please feel free to contact me if you have any questions.

Barry McBee
Vice Chancellor for Governmental Relations
The University of Texas System
512.322.3715
[REDACTED]



Contact: [MATT FLORES](#) or [SPENCER MILLER-PAYNE](#), (512) 499-4363
Date: June 18, 2009

UT SYSTEM NEWS RELEASE

Brackenridge Tract Conceptual Master Plans Unveiled

AUSTIN – Two conceptual master plans for the redevelopment of the Brackenridge Tract were presented to The University of Texas System Board of Regents today (June 18) at a special called meeting. The regents will not take formal action with regard to the plans for several months, or even years, as the Board considers the conceptual plans and invites the general public to submit comments.

The two conceptual master plans, developed by Cooper, Robertson & Partners, LLP, will be available for viewing on the Brackenridge Tract Web site at WWW.UTBRACKTRACT.COM.

"The Board looks forward to reviewing these conceptual master plans following more than a year of careful planning and consultations with the public and other important key constituent groups," Regents' Chairman [JAMES R. HUFFINES](#) said. "The process is far from reaching any conclusion and we invite the public to comment on the master plans as the Board considers how best to utilize the Brackenridge Tract for the benefit of UT Austin's students, faculty and staff."

Individuals may submit feedback on the master plans to a dedicated e-mail address (BRACKTRACT@UTSYSTEM.EDU). Written comments will be submitted to the Board and a public comment session will be scheduled later in the fall so that individuals may address the regents.

"I look forward to examining this study more closely and sharing it with members of our university community," said [WILLIAM POWERS JR.](#), president of The University of Texas at Austin. "The study suggests general ways in which this tract, or portions of it, might be used. It does not represent decisions about how it will, in fact, be used. We still have important decisions ahead of us, and the university community will be integrally involved in them."

"On behalf of the Board of Regents, I would like to express our appreciation to the Cooper Robertson team and to all of the individuals who participated in the master planning process over the past 16 months," Huffines added. "The Board remains committed to ensuring that this process remains transparent with additional opportunities for the public to provide input as we move forward."

The UT System Board of Regents in March 2008 selected Cooper Robertson to develop a minimum of two conceptual master plans for the potential redevelopment of the land. As part of the master planning process, the Cooper Robertson team has conducted a series of public meetings to share information and to provide opportunities for interested groups and individuals to offer input with respect to development options and strategies for the tract.

The land along Lady Bird Lake was donated in 1910 by George W. Brackenridge, who was then a UT System regent from San Antonio, for the benefit of The University of Texas at Austin. Since that time, some acreage was conveyed for streets and similar public purposes and for residential development. Today, the tract consists of approximately 345 acres of undeveloped and developed land that includes a municipal golf course, UT Austin student housing, a biological field laboratory for the campus, a youth sports complex and various commercial buildings and enterprises on property leased from the Board.

END

Background Materials

[BRACKENRIDGE TRACT WEB SITE](#)

- [OPA HOME](#)
- [NEWS HEADLINES](#)
- [BOARD OF REGENTS](#)
- [UT SYSTEM HOME](#)

The University of Texas System Office of Public Affairs
210 West 6th Street, Suite 2.100
Austin, Texas 78701
p: (512) 499-4363 f: (512) 499-4358

From: [Martinez, Mike \[Council Member\]](#)
To: ["Scott Sayers"](#); chris.riley@ci.austin.tx.us; [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#)
Cc: [Wynn, Will](#)
Subject: RE: Re. Brackenridge Tract
Date: Thursday, June 18, 2009 4:13:48 PM

Thanks Scott,

I am online and watching the blogs too. Not surprised at all by their revelation. We will keep working on this. It's only the beginning.

Hang in there.

Mike

-----Original Message-----

From: Scott Sayers [REDACTED]
Sent: Thursday, June 18, 2009 4:11 PM
To: chris.riley@ci.austin.tx.us; [Shade, Randi](#); [Martinez, Mike \[Council Member\]](#); [Leffingwell, Lee](#); [Morrison, Laura](#)
Cc: [Wynn, Will](#)
Subject: Re. Brackenridge Tract

Mayor and Council Members,

Ben and I just left the Regents meeting and feel like we got punched in the stomach. Far too much development and no decent explanation of underlying infrastructure to support the density. No mention of whether any discussions had taken place with the City and how you would (or wouldn't) be willing to support the project. And of course, no MUNY.

To our way of thinking it was a lot of buzzwords that they thought would justify the development and lots of pretty pictures from cities having a totally different way of life than Austin (Chicago, New York, Boston)....
even some images of villas in Italy were the focus of the student housing presentation.

I think UT has stepped on a hornet's nest, and the fact that a N.Y. City planning firm is behind it will certainly add to the uprising. Judging from the blogs in the first 10 minutes, many people that have not been previously engaged will now enter the process. This has the potential to change the entire feeling of West and Central Austin.....and not for the better. We think the Council would be well served to study the plan quickly and get UT engaged ASAP.

We know you share our concern.

http://www.statesman.com/blogs/content/shared-gen/blogs/austin/highereducation/entries/2009/06/18/two_plans_for_uts_brackenridge.html

Regards,
Scotty Sayers

From: [Martinez, Mike \[Council Member\]](#)
To: [Lumbreras, Bert](#)
Cc: [Moore, Andrew](#); [Morrison, Laura](#); [Leffingwell, Lee](#); [Hensley, Sara](#); [Garza, Jason](#)
Subject: Re: 311 - reinstallation of soccer fields at Zilker Park
Date: Tuesday, June 16, 2009 9:55:08 AM

Thanks Bert.

Much appreciated.

Mike

From: Lumbreras, Bert
To: Martinez, Mike [Council Member]
Cc: Moore, Andrew; Morrison, Laura; Leffingwell, Lee; Hensley, Sara; Garza, Jason
Sent: Tue Jun 16 09:53:42 2009
Subject: FW: 311 - reinstallation of soccer fields at Zilker Park

CM Martinez,

I will follow up with PARD staff to get you specific answers. I certainly agree with you wholeheartedly an extensive public process is necessary before any considerations at all are made. It is my understanding we have a variety of interests in this issue including several soccer and rugby leagues, general park users, as well as neighborhood and special event organizers.

I am also checking with staff on the status of the revegetation project and timeline when that will be completed.

Whatever the case, we will get a public process initiated and also get a response on your policy question. I will schedule a time to visit with you once I get these responses.

Thanks and take care.

Bert

From: Garza, Jason
Sent: Monday, June 15, 2009 4:46 PM
To: Hensley, Sara; Lumbreras, Bert
Subject: FW: 311 - reinstallation of soccer fields at Zilker Park

FYI....see below

From: Martinez, Mike [Council Member]
Sent: Monday, June 15, 2009 4:45 PM
To: Moore, Andrew; Garza, Jason
Cc: Leffingwell, Lee; Morrison, Laura
Subject: RE: 311 - reinstallation of soccer fields at Zilker Park

Was there a public process? If so, what?

Was there a council decision? If so, what and when?

I believe this to be a policy level decision and would think council and the public should be a part of any decision.

Mike

From: Moore, Andrew
Sent: Monday, June 15, 2009 4:43 PM
To: Garza, Jason
Cc: Martinez, Mike [Council Member]
Subject: FW: 311 - reinstallation of soccer fields at Zilker Park

Hey Jason, when was this decided?
Andy

Andy Moore
Aide to Council Member Mike Martinez
512-974-3036

From: "Mesecke, Joanna" [REDACTED]
Date: June 15, 2009 4: [REDACTED]
Cc: "McGee, Gwen" <[REDACTED]>, "Vaclavik, Charles" <[REDACTED]>
Subject: FW: 311 - reinstallation of soccer fields at Zilker Park

Hello Mr. Easton: My name is Joanna Mesecke and I am the Division Manager over Central Parks which includes Zilker Park. Thank you for your email about the availability of league soccer play at Zilker Park once the turf is healthy enough for public access. The department would like to return Zilker Park to it's original mixed use functions, ie picnicking, drop-in recreational use and events and end scheduled league play at this location. We will continue to explore and identify other parkland that can be used specifically for league play.

Should you have additional questions, please do not hesitate to contact me directly.

Thank you.

Joanna

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Cc: [Moore, Andrew](#); [Cavazos, Jazmin](#); [Garza, Bobby](#)
Subject: RE: Submitted from City Council web site - Photo Op
Date: Monday, June 15, 2009 2:39:57 PM

[Denny,](#)

[Let us look into this and see what we can work out.](#)

[Thanks,](#)
[Mike](#)

From: [REDACTED]
Sent: Monday, June 15, 2009 1:49 PM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - Photo Op

Date/Time Submitted: 1348 hours

From: Denny Perez

E-mail address: [REDACTED]

Subject: Photo Op

Comments:

Good day,

My good friend Tom Davis is about to deploy in September to IRAQ with the Texas Army National Guard. He wants to take a picture with some of his friends with our Harley Davidson motorcycles by the Stevie Ray Vaughn statue. He wants to set up a time for us to meet but I'd like to know if this is legal or illegal or if we can have permission so nobody gets in trouble. Who would I need to contact to clear this?
Thank you,

Denny

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#); [Garza, Bobby](#)
Cc: [Levinski, Robert](#)
Subject: RE: Res Draft
Date: Thursday, June 11, 2009 5:02:24 PM

I think it's the music folks that can bring Will and Lee

From: Morrison, Laura
Sent: Thursday, June 11, 2009 5:02 PM
To: Martinez, Mike [Council Member]; Garza, Bobby
Cc: Levinski, Robert
Subject: RE: Res Draft

If you can get will that would be good. I didn't get much in the way of a positive vibe from will when I discussed this yesterday. I figured he and sheryl will tend toward staff rec.

Go for it.

From: Martinez, Mike [Council Member]
Sent: Thursday, June 11, 2009 5:00 PM
To: Morrison, Laura; Garza, Bobby
Cc: Levinski, Robert
Subject: RE: Res Draft

why do you say that. I think we can get em. I think Will and Lee would support as well as Cole

From: Morrison, Laura
Sent: Thursday, June 11, 2009 4:59 PM
To: Garza, Bobby; Martinez, Mike [Council Member]
Cc: Levinski, Robert
Subject: RE: Res Draft

Sadly I think the answer to this is no. not 4 votes

From: Garza, Bobby
Sent: Thursday, June 11, 2009 4:57 PM
To: Martinez, Mike [Council Member]
Cc: Levinski, Robert; Morrison, Laura
Subject: Re: Res Draft

I think that might take too long given we have to post tomorrow before noon. I can try and get I out, but I gather the response is going to be, "This looks great. Does it have 4 votes?"

Sent from my iPhone

On Jun 11, 2009, at 4:43 PM, "Martinez, Mike [Council Member]"
<Mike.Martinez@ci.austin.tx.us> wrote:

sounds good

From: Levinski, Robert
Sent: Thursday, June 11, 2009 4:43 PM
To: Garza, Bobby; Martinez, Mike [Council Member]; Morrison, Laura
Subject: RE: Res Draft

Before working it to the other offices, perhaps we need to reach out to the community first. I'll wait for Bobby to get back from picking up his kid, and then we'll work on an email to the music people + neighborhood community.

BL

From: Garza, Bobby
Sent: Thursday, June 11, 2009 4:06 PM
To: Martinez, Mike [Council Member]; Morrison, Laura
Cc: Levinski, Robert
Subject: Res Draft

with Council Member Morrison's suggested change.

Let us know how to proceed. Is it best to work this on the dais? There aren't many staff members here for us to query.

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#); [Garza, Bobby](#)
Cc: [Levinski, Robert](#)
Subject: RE: Res Draft
Date: Thursday, June 11, 2009 4:59:49 PM

why do you say that. I think we can get em. I think Will and Lee would support as well as Cole

From: Morrison, Laura
Sent: Thursday, June 11, 2009 4:59 PM
To: Garza, Bobby; Martinez, Mike [Council Member]
Cc: Levinski, Robert
Subject: RE: Res Draft

Sadly I think the answer to this is no. not 4 votes

From: Garza, Bobby
Sent: Thursday, June 11, 2009 4:57 PM
To: Martinez, Mike [Council Member]
Cc: Levinski, Robert; Morrison, Laura
Subject: Re: Res Draft

I think that might take too long given we have to post tomorrow before noon. I can try and get I out, but I gather the response is going to be, "This looks great. Does it have 4 votes?"

Sent from my iPhone

On Jun 11, 2009, at 4:43 PM, "Martinez, Mike [Council Member]"
<Mike.Martinez@ci.austin.tx.us> wrote:

sounds good

From: Levinski, Robert
Sent: Thursday, June 11, 2009 4:43 PM
To: Garza, Bobby; Martinez, Mike [Council Member]; Morrison, Laura
Subject: RE: Res Draft

Before working it to the other offices, perhaps we need to reach out to the community first. I'll wait for Bobby to get back from picking up his kid, and then we'll work on an email to the music people + neighborhood community.

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Sent: Thursday, June 11, 2009 4:06 PM
To: Martinez, Mike [Council Member]; Morrison, Laura
Cc: Levinski, Robert
Subject: Res Draft

with Council Member Morrison's suggested change.

Let us know how to proceed. Is it best to work this on the dais? There aren't many staff members here for us to query.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [McCracken, Brewster](#); [Leffingwell, Lee](#); [Wynn, Will](#); [Cole, Sheryl](#); [Morrison, Laura](#); [Shade, Randi](#)
Cc: [southriver austin](#); [Moore, Andrew](#); [Mandy Dea](#) [REDACTED]
Subject: RE: Waterfront Overlay
Date: Wednesday, June 10, 2009 8:59:10 AM

Jean,

I guess no good deed goes unpunished. My position relating to the WFO has been crystal clear all along and I dare say I have been the strongest advocate for protecting the waterfront. But I know some won't agree with that statement. And that's ok too.

But your assertion that we "ignore" citizens and folks who have worked on this issue are just unfounded and false. I respect and listen to all opinions...I just may not agree with all of them. Planning commission is also a citizen board who gave a recommendation as well. We didn't ignore them either.

Thanks,
Mike

From: jmath531 [REDACTED]
Sent: Tuesday, June 09, 2009 7:37 PM
To: McCracken, Brewster; Leffingwell, Lee; Wynn, Will; Martinez, Mike [Council Member]; Cole, Sheryl; Morrison, Laura; Shade, Randi
Cc: southriver austin
Subject: Waterfront Overlay

Council Member Sheryl Cole
Council Member Mike Martinez
Council Member Randi Shade

Dear Council Members:

I'm sure that the lawyers for the three major PUDs on Ladybird Lake, the Statesman, CWS, and Grayco, have presented compelling arguments for exempting these developments and all PUDs from the Task Force's recommendation. Ignoring the recommendations from the Task Force, PARD, the Environmental Board, not to mention the thousands of citizens who pushed for a return to the original Waterfront Overlay, demonstrates whose opinion you respect the most.

Disappointed,

Jean Mather
444-4153

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]
Cc: [Moore, Andrew](#); [Shade, Randi](#); [Morrison, Laura](#); [Leffingwell, Lee](#); [Cole, Sheryl](#)
Subject: RE: City Council Agenda
Date: Tuesday, June 09, 2009 8:49:17 AM

Del,

Signing up to speak during Citizen Communication is very different than speaking on an agenda item.

During CitComm you can speak to council for up to 3 minutes on any issue that you would like to discuss. On an agenda item you can sign up anytime until the item is actually called upon by the Mayor at the posted council meeting and you are allowed up to 3 minutes to address Council on that specific agenda item. Your remarks must be about the posted item that you signed up to speak on.

Hope this clears anything up. Let us know if you have any further questions.

Mike

From: [REDACTED]
Sent: Monday, June 08, 2009 5:14 PM
To: [REDACTED]
Subject: City Council Agenda

I have spoken in front of the City Council several times but it's been a year or so. Today when I called the city clerks office to sign up for next Thursday's session; I learned now, in order to speak at the public input section of the City Council meetings, we have to sign up two weeks in advance. I also learned that the agenda isn't set or released to the public until a week before that session. The lesson I came away with is that citizens must sign up and hope what they want to speak about will be on the agenda that is released later that week. If it isn't on the agenda I guess that means I just don't show up and keep signing up every two weeks in advance until I get lucky and that item happens to be on the agenda.

Is that it? Am I missing something?

Delwin Goss
6410 Ponca St.
Austin, Texas 78741
[REDACTED]
512-507-7615 cell
512-389-2133 home/fax

Download the [AOL Classifieds Toolbar](#) for local deals at your fingertips.

From: [Martinez, Mike \[Council Member\]](#)
To: [Spillar, Rob](#)
Cc: [Shade, Randi](#); [Morrison, Laura](#)
Subject: check it out. I like it!
Date: Tuesday, June 02, 2009 2:17:17 PM

<http://www.addictedjdsgns.com/dj/blog/?p=332&preview=true>

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Cc: [Moore, Andrew](#)
Subject: RE: Submitted from City Council web site - Proclamation: Refugees, Immigrants, Children
Date: Monday, June 01, 2009 3:42:22 PM

Dan,

Glad to help however we can. My aide, Andy Moore, will be contacting you to get more info to see what we can do.

Mike

From: [REDACTED]
Sent: Monday, June 01, 2009 3:31 PM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - Proclamation: Refugees, Immigrants, Children

Date/Time Submitted: 1530 hours

From: Dan O'Shea

E-mail address: [REDACTED]

Subject: Proclamation: Refugees, Immigrants, Children

Comments:

Greetings Mr. Mayor and City Council members,

I d like to canvass your support for a City Council Proclamation in support of International Refugee Day, the United Nations Covenant on the Rights of the Child, and a just resolution to the continued imprisonment of children and immigrant families at the T. Don Hutto Detention Center in Taylor, Texas.

As a global city and proponent of human dignity and justice, it seems appropriate for the City of Austin to join communities of concern across this and other nations in support of displaced, marginalized, and oppressed populations.

I am part of a broad, informal coalition of individuals and more that 20 local, state, and national groups (advocacy, religious, labor, legal, and other entities) under the banner Free the Children.

We strive to: Draw attention to International Refugee Day, expressing our helpful willingness and concern for those families compelled to restart lives elsewhere; Encourage the U.S. and the Obama Administration to adopt the U.N. Covenant on the Rights of the Child, an accord that almost every other nation has adopted, excepting the U.S. and Somalia (after more than 20 years!). Adoption could help restore our national commitment to help those most in need on earth; Raise concern for the children trapped in confinement at the T. Don Hutto Detention Facility (in purported violation of said covenants).

International Refugee Day is June 20, so it appears likely that we are a bit late on starting this effort for Proclamation prior to that date, given, I believe, a four-week lead to get on the Council's agenda.

Please let me know if you are willing to support such Proclamation and what the next steps would be to move this effort forward. We can provide the names of groups in the Austin area and elsewhere who support this, as well as any other information that you may desire to secure your commitment. Perhaps it would also be helpful if you could direct me to the lead staff person of the Commission on Immigrant Affairs.

Thank you for considering this. I look forward to your reply.

Sincerely,

Dan O'Shea

Retired Ray Marshall Center for the Study of Human Resources Lyndon Baines Johnson School of Public Affairs The University of Texas at Austin

2014 De Verne Austin, TX 78704 (512) 444-9722 [REDACTED]

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site -
Date: Monday, June 01, 2009 1:06:06 PM

Thank you Eliza.

I can assure that is exactly what my intentions are regarding the Waterfront Overlay. As the first council member to openly oppose severe heights and entitlements and being the lead council member on the work of the Waterfront Overlay Task Force, I believe we have done some great work in laying our values for many years to come.

Take care,
Mike

From: [REDACTED]
Sent: Monday, June 01, 2009 3:46 AM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site -

Date/Time Submitted: 0345 hours

From: eliza gilkyson

E-mail address: [REDACTED]

Subject:

Comments:

I am a south austinite who appreciates our unique environment in downtown austin. I travel the world playing music, and I know that all the truly beautiful cities had the foresight to set aside some inner city areas in some sort of protection to be used by all...it creates an outdoor community that is more than just a greenbelt..it is a haven and meeting place, a natural habitat, increases property values and promotes health and a sense of neighborhood. The 1986 Waterfront Overlay Ordinance protects our good fortune , and a Council supermajority should be required to make ANY CHANGES! Please protect and preserve our Barton Creek Greenbelt and Town Lake...we would all live to regret decisions based on greed, fast cash and short sightedness. Our children's children will thank you.

Eliza Gilkyson

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#); ["lee leffingwell"](#)
Cc: [Rush, Barbara](#); [Garza, Bobby](#); [Moore, Andrew](#); [Williams, Nancy](#)
Subject: RE: AFD budget cut proposal from chief's office.....Neighborhood fire stations' apparatus reductions...The \$64 question....Sacred cows...Budgetary fat
Date: Monday, June 01, 2009 12:59:01 PM

One more issue as well. Since the council meeting on the 21st. Matt and Richard have been assigned to staff position's at HQ. This causes a complete ripple affect in overtime for everyone at their station. Matt was already in a staff position so I believe Richard is the only causing 3 people per day in overtime at his station. Harry has been assigned to HQ for over a year and his position has been filled with overtime the entire time.

M

From: Morrison, Laura
Sent: Sunday, May 31, 2009 7:31 PM
To: Martinez, Mike [Council Member]; lee leffingwell
Cc: Rush, Barbara; Garza, Bobby; Moore, Andrew; Williams, Nancy
Subject: RE: AFD budget cut proposal from chief's office.....Neighborhood fire stations' apparatus reductions...The \$64 question....Sacred cows...Budgetary fat

Mike - Thanks for submitting the budget question to get the budget impact (\$10K) vs cost (\$125K) issue clarified. There's one other piece of this I am still trying to understand.

This may be overly simplified but I assume we will either add more personnel (or OT hours) to replace the effort of those we're promoting (in which case I think we need to look not at the difference in salary but the whole salary) or shift the fixed number of people around in which case there's no more cost but a loss of functionality somewhere.

Either way, I would like to understand the answer in forming my decision and I think it needs to be information available to the public.

Laura

From: Martinez, Mike [Council Member]
Sent: Sat 5/30/2009 12:05 PM
To: lee leffingwell; Morrison, Laura
Cc: Rush, Barbara; Garza, Bobby; Moore, Andrew; Williams, Nancy
Subject: FW: AFD budget cut proposal from chief's office.....Neighborhood fire stations' apparatus reductions...The \$64 question....Sacred cows...Budgetary fat

Truly amazing. All these proposed cuts in the fire department including multiple demotions all over the department, consolidating multiple company stations and replacing two units with 1 quint at two stations....

And still wanting to increase her executive team to 5. Just baffles me that they think this does not look the way that it does. And we all get labled as racists.

Unreal

From: Michael Levy [REDACTED]
Sent: Friday, May 29, 2009 9:45 PM

To: Hayes, Joya; Debbie Russell; Martinez, Mike [Council Member]; chuck alexander; Garza, Jason; Garza, Bobby; Garza, Julian; greg.hamilton@co.travis.tx.us; [REDACTED]; Leffingwell, Lee; [REDACTED]; McDonald, Michael [APD]; [REDACTED]; Novielli, Douglas; [REDACTED]; Pedraza, Ernie; [REDACTED]; [REDACTED]; [REDACTED]; Schooler, Larry; Stewart, Steve; Tiger, Chebon; [REDACTED]; Truesdell, Stephen (Gary); [REDACTED]; Williams, Nancy; [REDACTED]

Cc: Carter, David; Eells, Al; Kerr, Rhoda Mae; Evans, Jim [FIRE]; Singer, Amy; Hernandez, Stephanie; Davila, Leander; Prentice, JoBeth; Gentry, Shirley (Brown - CCO)

Subject: AFD budget cut proposal from chief's office.....Neighborhood fire stations' apparatus reductions...The \$64 question....Sacred cows...Budgetary fat

Importance: High

Please open and take a look at the attached AFD budget cut proposal from the chief's office. Look at the degree to which neighborhoods would have their fire protection significantly diluted. The memo includes “:delays in delivery of firefighting equipment to fire units”. Reduction in arson investigation capability, even though historically arson goes up when the economy is suffering. Replacing fire trucks in neighborhood stations with pickup trucks staffed with two firefighters who have no firefighting equipment, and only a very limited non-firefighting duty: backing up EMS on medical calls.

And what's NOT in the attachment. Without announcement, right now citizens in the Burleson Road area have only one fire truck in their station 35. The second has been moved to another station. Being strongly considered: Station 31 at 2222/ Loop 360 currently has an engine and a ladder. Being discussed by AFD executives: Engine 31 would be taken out of service and Ladder 31 would be replaced with a quint. In the arbitration over the annexation of the Westlake peninsula the City's attorneys said station 31 as an example of one of the longest response times in the city. Up that hill into Jester, a quint is much, much slower than an engine and significantly slower than a ladder when it comes to that kind of topography. The station also handles water rescues on Lake Austin because of its close proximity to the boat ramps under the 360 bridge. Station 3 on W. 30th north of UT, whose first alarm territory includes the immediate north university neighborhood/ and Cherrywood., currently has an engine and a ladder. The ladder company is the first due ladder for the West Campus with its laboratory buildings. (The 2nd due ladder for this area is at Station 1 at Fifth and Trinity.). Under serious consideration is removing Engine 3 and replacing Ladder 3 with a quint, which would then be making all the alarm activations, trash fires, backups for A/TCEMS, etc. and could be delayed or miss altogether a high rise alarm in the West Campus area or a working fire in the residential and commercial areas of its first alarm territory. Ladder 3 is also a primary response unit for high rise residential and office structure alarms in the downtown area.

In response to my e-mail below re: four fighter minimum staffing on each apparatus, I received an e-mail from a senior fire fighter: “One of the first companies arriving at a working fire in an apartment complex had very significant ventilation issues (not able to properly vent heat/smoke due to apartment layout). With 3 person staffing they would not have been able to make an incredible stop that saved the complex. (Our new chief, working with only one other firefighter, should try to deploy a rack line and then advance it into a superheated atmosphere on a second floor apartment. Good luck!) If they only had 3 on the unit they would not have had the fourth firefighter who humped their hose on the outside and then monitored their very risky entry. At the same fire the second in ladder had only 3 firefighters and thus was prevented from doing two necessary tasks simultaneously, which a 4th firefighter on board would have made possible.: Venting from the roof the increasingly

high interior heat, thus reducing the heat on the attack team, and assisting in the evacuation of occupants in the complex. Rather than splitting his crew into two teams which would have allowed them to perform each of these critical tasks, the ladder company's captain was forced to decide which tactic to execute, both of which are part of the definition of a ladder company's primary mission on a fire ground."

My own personal hunch is that the chief is very much aware of the critical difference four firefighter staffing makes in situations such as this one and, more importantly, the recent apartment fire in NE Austin where first in fire fighters had to catch small children being lowered by their parents. The drama in the CD of the radio traffic during the NE Austin apartment incident not only effectively tells the story but also is harrowing. Certainly the chief has asked to hear this CD, and I hope the local news media will, too." (See the attachment with the chief's SAFER application for the Little Rock Fire Department in which the criticality of four firefighter staffing is acknowledged.)

Then I received an e-mail from an APD officer in response to the escalating traffic fatality rate: "Last week I attended a joint training exercise with several APD Motors officers. A hot topic was the reassignment of up to twelve officers from motors to patrol. While I'm in no position to postulate on the effect of such a move, I can't help but think this will only aggravate the problem."

The \$64 question: Why are EMS, APD and EMS budgets being cut, when there is still so much fat so many sacred cows still in the budget? Other major cities are also facing tremendous budgetary pressures, yet they are not touching their public safety budgets because they realize these are the most basic of basic services that impact the safety of the entire community and not just certain very special, very noisy interests. In Los Angeles a study showed that crime has a real cost to the community and they factor that into their budget process. All cities know that gangs will be an increasing threat to public safety as the gang bangers we put in prisons in the 80's and 90's are now being released and hitting the streets as members of vicious prison gangs doing real bad such as home and car invasions..

Yet there is the fat, the sacred cows, the spending on items that would be nice but we can live without. A huge number of public information officers (aka, flacks, spin masters) throughout city government. The number of staff members in each council member's office as compared to 10 or even 5 years ago. The number of highly paid "planners". The amounts Vehicle and Equipment Services charges departments for basic maintenance as a sole source provider so the departments are unable to go outside on a competitive bid process. Oh, let's not forget the consultants. Getting a consulting contract (often to "special friends" of the City) for work that could/should be done by city staff is almost as sweet as winning a lottery or being an heir to Bill Gates. In Friday's Statesman is a story about a consultant to upgrade the City's web site. Now if the folks out in Voter Land were asked if they wanted a new web site for the city or another EMS unit to reduce response times to medical emergencies... Hmmm...Let us guess what their answer might be.

The list of sacred cows and budgetary fat in the city budget is very long.

Even longer: The response times to emergency medical calls by A/TCEMS as detailed in the above attachment.

And the long list of very dead people coming through the Travis County Medical Examiner's

as traffic fatalities because APD does not have enough officers to deter traffic violations and get DWI's off of our streets,.

So come to the Public Safety Task Force meeting at 4 pm on Monday at City Hall. It should be interesting. Real interesting. Too bad we can't sell tickets to the event to help pay for the additional cops, firefighters, paramedics the people of Austin really do need.

From: Michael Levy
Sent: Wednesday, May 27, 2009 4:18 PM
To: 'Hayes, Joya'; Debbie Russell; Martinez, Mike [Council Member]; chuck alexander; Garza, Jason; Garza, Bobby; Garza, Julian; greg.hamilton@co.travis.tx.us; [REDACTED]; Leffingwell, Lee; [REDACTED]; [REDACTED]; McDonald, Michael [APD]; [REDACTED]; Novielli, Douglas; [REDACTED]; Pedraza, Ernie; [REDACTED]; [REDACTED]; Schooler, Larry; Stewart, Steve; Tiger, Chebon; [REDACTED]; Truesdell, Stephen (Gary); george.vanderhule@ci.austin.tx.us; Williams, Nancy; [REDACTED]
Cc: Carter, David; Eells, Al; Kerr, Rhoda Mae; Evans, Jim [FIRE]; Singer, Amy; Hernandez, Stephanie; Davila, Leander; Prentice, JoBeth; Gentry, Shirley (Brown - CCO)
Subject: June Public Safety Task Force Meeting....Austin running 33% ahead in traffic fatalities over last year....on track to record 80 traffic fatalities in 2009...4 firefighter staffing
Importance: High

Joya:

Request for June 1 Public Safety Task Force meeting agenda items:

On May 25 Austin recorded traffic fatalities # 32 and 33 for 2009. Through the same period in 2008 Austin had recorded 24 traffic fatalities. So we're running 33% ahead of last year, indicating Austin is now on track to record 80 traffic fatalities in 2009. (These statistics obviously do not reflect the patients with horrendously serious traffic related injuries who previously would have resulted in fatalities but have been salvaged thanks to our EMS program and the Brackenridge Trauma Center.) The reason we study history is that we can learn from it, and when we study the history of the automobile we learn there has never, ever been a non-preventable traffic injury or fatality. But Austin police officers tell me they no longer have the ability to deter effectively the kinds of traffic violations that yield serious accidents because of the significant cutback in the department's traffic enforcement capability. (Austin now has less than 1.5 officers per thousand population in comparison to between 2.5 and 3.5 in Houston, Dallas, San Antonio and Ft. Worth.) Given this rising death toll on our streets (we are killing more people with cars and trucks than we are with guns and knives), I request that this issue be on the agenda of Monday's Public Safety Task Force so that police chief Acevedo can discuss his department's challenge in reducing this carnage.

(My hunch is that relatives of victims of drunk drivers would have a difficult time understanding why any community would want to take a tool away from their police that has proven its ability to remove DWI's from the streets.)

The City and County are currently conducting a formal search for a new EMS medical director. (As a reminder, no formal search was done for the A/TCEMS director despite more than one strong assurance from the ACM over public safety to the PSTF at meetings where two Council members were in attendance, and which was recorded on Channel 6, that there most definitely would be a search. This promise was not kept. Surprise. Surprise.) A status report on the search for the EMS medical director is requested.

Below are prior agenda items with information outstanding:

Attached are the latest available EMS response stats, which show a humongous number of response times above 9 minutes. Since it has been a very long time since the A/TCEMS director himself, rather than a minion, addressed the PSTF, I think it would be good if he personally addressed the PSTF on how proposed budget changes will impact these response times.

Then there is the question of the city manager's office denying the request for additional 911 call takers, to reduce the number and length of times a caller with a fire, medical or police

emergency would have to listen to a tape recording until a call taker is immediately available to answer the call and if necessary transfer the caller to a fire or EMS dispatcher. One can only assume that fire and EMS response times are even longer if you add in the average call waiting time because, as I note in my e-mail below, if a caller's house is on fire or a relative is on the floor with a heart attack, and they need to talk to a AFD or EMS dispatcher sooner rather than later, and they are put on hold for 60 to 90 seconds or longer because there is no 911 call taker immediately available to answer the emergency call, they most likely will not be very happy citizen.

So I believe it will be worthy of the Public Safety Task Force's time and attention if you would place on the agenda of the Monday, October 6 meeting these two items.

First, the Task Force needs to be able to review call taker statistics, which obviously must be in the same format as the EMS response statistics in the attachment above: Total number of 911 calls, and the absolute number of calls in 10 second increments that went into a call waiting/tape recording queue. The manager of the 911 center should make the presentation, explaining to the task force the original request for additional call takers and why, and what they did not receive.

The A/TCEMS stats are the second item.

It will be interesting to hear what an assistant city manager gives the task force as the official, vetted party line as to why these items so critical to human life and safety were not given a higher priority in the manager's office budget recommendation, even in this difficult economic period for the City. Perhaps the manager's office is simply unaware of the teensy, weensy detail that brain cells start to die after 4-6 minutes.

And so it goes.

Take it easy

Mike

From: Michael Levy

Sent: Wednesday, September 10, 2008 9:26 AM

To: Ernesto Rodriguez (work)

Cc: 'Bobby Garza (City Hall)'; 'craig.howard@ci.austin.tx.us'; [REDACTED]';
'Ernie.Pedraza@ci.austin.tx.us'; [REDACTED]; 'greg.hamilton@co.travis.tx.us';

[REDACTED];
'Lee.Leffingwell@ci.austin.tx.us'; 'Leo.Seguín@ci.austin.tx.us'; [REDACTED];
[REDACTED]; 'Mike Martinez (council)';

Subject:at the inception of the EMS program in 1976, the response time target was 6 minutes. Over the years this time was expediently increased to 9 minutes...brain cells start to die within 4 minutes.

Importance: High

And I think it is very important to note that at the inception of the EMS program in 1976, the response time target was 6 minutes.

Over the years this time was expediently increased to 9 minutes to reflect the needs of the managers' budgets, rather than patients' needs, to the current nine minutes even though brain cells start to die within 4 minutes.

And even with a 9 minute target, almost 9,000 emergency responses by EMS took 15 minutes or more!

Yet the city manager's office, in its wisdom, proposed less response resources for EMS in the new budget even though calls for emergency medical service can only be expected to increase at a significant rate in the years ahead as they have for the past several years.

But then again, we are talking about human health and safety, and whether people live or die.

And so it goes.

From: Michael Levy

Sent: Tuesday, September 09, 2008 8:18 AM

To: 'Ernesto.Rodriguez@ci.austin.tx.us'

Cc: 'Bobby Garza (City Hall)'; 'craig.howard@ci.austin.tx.us'; [REDACTED];
'Ernie.Pedraza@ci.austin.tx.us'; [REDACTED]; 'greg.hamilton@co.travis.tx.us';

[REDACTED]; 'Lee.Leffingwell@ci.austin.tx.us'; 'Leo.Seguin@ci.austin.tx.us'; [REDACTED]

[REDACTED]; 'Mike Martinez (council)';

[REDACTED];

Subject: A/TCEMS Response Time Intervals for entire County....Wow....Really frightening!... And very extended waiting times for 911 callers

Importance: High

Ernie:

Thank you very much.

I am very grateful for the A/TCEMS response time intervals for the entire County, and not just the City, because the City and the County are partners in our unified EMS county-wide program

The absolute number of very high response times is especially important because one of the most important benefits of a unified system is that when the system is busy, A/TCES communications can keep response times lower rather than higher by having the flexibility to move units based in either the City or the County around in the most logical and efficient way so that all patients benefit, regardless of their location, yet these numbers are still very high, reflecting the need for many more units operating in the City and in the County. And these numbers would be even higher if the inter-local operating agreement between the City and the County was dissolved. In the recent years City Hall has made every effort to smoke screen issues relating to response times by giving response times only for calls in the City; and looking at averages which are absolutely meaningless and completely worthless because so many calls are in the downtown area, most especially those in the 7th and Red River areas, covered by Medic 6 based at 5th and Trinity and Medic 3 based at Brack, and thus response times to those calls are going to be very low, artificially depressing the average. (Brain cell

start to die in 4-6 minutes.) I am sure the other members of the Public Safety Task Force, whom I am copying, will also share my sincere appreciation and gratitude for these statistics.

And FYI, as you know a 911 emergency call for Fire or EMS or APD cannot reach those dispatchers until an APD call taker answers the in-bound call and re-directs the call to Fire or EMS, or takes the call for APD and then moves it via computer to the appropriate APD dispatcher. I have been hearing that an increasing number of people are being automatically put on hold, and having to listen to a recording for an extended amount of time. because there are not enough APD call takers to handle the call volume. Now if a caller's house is on fire or a relative is on the floor with a heart attack, and they need to talk to a AFD or EMS dispatcher sooner rather than later, and they are put on hold for 60 to 90 seconds or longer, they most likely will not be very happy citizens. It happened to me yesterday, mid-morning, when I called to report a pedestrian standing next to the concrete barrier in the median the 5000 block of North IH-35. In other words, an auto-ped fatality waiting to happen. Since APD keeps a log of the number of callers who must be forced into a waiting period before a call taker answers, and the length of these calls, with his copy of this e-mail I'm asking the chair of the task force to ask APD for a presentation on these numbers at the next meeting of the task force.

Hope all is well.

Mike

From: Rodriguez, Ernie [EMS] [mailto:Ernesto.Rodriguez@ci.austin.tx.us]
Sent: Friday, September 05, 2008 6:37 PM
To: Michael Levy
Subject: Response Time Intervals

Hi Mike,

Here is the new report. We included all Code-3 priorities in the city and county regardless of political boundaries. We counted calls that took more than 9 minutes, 12 minutes, 15 minutes... and on.

We included the count and the percent of the total for each time.

I want to run this by you to make sure it is what you wanted. If not, I will work through the weekend to get it right. Please let me know if I need to make any changes. Once it is right, we can send it out to everyone.

Thanks for your help,
Ernie

From: Hayes, Joya [mailto:Joya.Hayes@ci.austin.tx.us]
Sent: Wednesday, May 27, 2009 8:52 AM
To: Debbie Russell; Martinez, Mike [Council Member]; chuck alexander; Garza, Jason; Garza, Bobby; Garza, Julian; greg.hamilton@co.travis.tx.us; [REDACTED]; Leffingwell, Lee; [REDACTED] McDonald, Michael [APD]; [REDACTED] Novielli, Douglas; pcruz@austinisd.org; Pedraza, Ernie; [REDACTED]; [REDACTED] Schooler, Larry; Stewart, Steve; Tiger, Chebon; [REDACTED] Truesdell, Stephen (Gary); george.vanderhule@ci.austin.tx.us; Williams, Nancy; Michael Levy; [REDACTED]
Cc: Carter, David; Eells, Al; Kerr, Rhoda Mae; Evans, Jim [FIRE]; Singer, Amy; Hernandez, Stephanie; Davila, Leander; Prentice, JoBeth; Gentry, Shirley (Brown - CCO)
Subject: RE: was: July PSTF Meeting/JUNE PSTF mtg.

Debbie:

AGENDA POSTING QUESTION

On the City website, look on the right side of the screen, and you should see a section titled "Connection Calendar." Listed under this heading is a sub-heading that is titled "Boards and Commissions." There you can review the posted agenda's for all of the Boards and Commissions listed. To view the full calendar, you can click "view more." We will add the Task Force Agenda to this calendar so that you can view it (in addition to emailing to you). This site has always posted agenda's for Boards and Commissions. You can contact the City Clerk's office to address any additional concerns about the COA posting procedures and technology.

ACTUAL AGENDA ITEM REQUESTS

- At this time, the only agenda item that has been confirmed is the AFD Women's restroom project update. All other request will be reviewed by the Council Member Martinez for approval.
- Per City Manager Ott, the budget proposals from all departments must be reviewed by the City Manager, the Mayor and Council before being presented to Boards and Commissions. Therefore, the budget items will not be available for review by the task force by Monday, June 1st. However, all Boards and Commissions shall receive a budget report after they have been vetted through the identified offices.
- My role is to document agenda requests from task force members, submit them to Bobby, post the final agenda, and provide written communication to the task force. Based on these roles, here is what I think your agenda item requests are:
 - APD/TCME/EMS policy/procedure at crime scenes
 - Official role of citizens in relation to APD/TCME/EMS policies/procedures
 - Initial results from citation option implementation
 - APD report on results from No Refusal blood draw weekends
 - APD report on planned upcoming No Refusal Blood Draws, the BATmobile, and the safety and security of the blood draw room
 - APD Safety/security report on Blood Draw & latest plan on training officers to become phlebotomists

Let me know I missed anything.

From: [REDACTED]
Sent: Tuesday, May 26, 2009 4:40 PM
To: Martinez, Mike [Council Member]; chuck alexander; Hayes, Joya; Garza, Jason; Garza, Bobby; Garza, Julian; greg.hamilton@co.travis.tx.us; [REDACTED]; Leffingwell, Lee; [REDACTED] McDonald, Michael [APD]; [REDACTED] Novielli, Douglas; pcruz@austinisd.org; Pedraza, Ernie; [REDACTED]
[REDACTED] Schooler, Larry; Stewart, Steve; Tiger, Chebon; [REDACTED] Truesdell, Stephen (Gary); george.vanderhule@ci.austin.tx.us; Williams, Nancy; [REDACTED]
Cc: Carter, David; Eells, Al; Kerr, Rhoda Mae; Evans, Jim [FIRE]; Singer, Amy; Hernandez, Stephanie; Davila, Leander; Prentice, JoBeth; Gentry, Shirley (Brown - CCO)
Subject: Re: was: July PSTF Meeting/JUNE PSTF mtg.

Joya: where on the website would the agenda be posted? It is my understanding we don't have a page for the TF....thereby no place to host the agenda. If it were just a page tagged to the city calendar, where does that page go for future reference?

Maybe we should put on our agenda a website upgrade update -as should all boards, cimmissions, task forces. It is my understanding the revamping has been put on hold again - that we are not

actively looking for a consultant now. I've not heard this info directly from the City, but it seems like something they should be officially keeping us abreast on as it affects how well we can do our jobs as community liaisons. Maybe this would be a good chance to meet our new CIO.

Were we going to have an item on the June 1st agenda re: the Fire Dept. restructuring? And Joya, per our conversation, was there going to be an official item about APD/TCME/EMS policy/procedure at crime scenes and how the public safety is ensured in relation to those policies/procedures?

I'd like to also request updates from APD on: initial results from citation option implementation and APD blood draw weekends/BATmobile and blood draw room (in the jail) issues including safety/security & latest plan on training officers to become phlebotomists.

I think it would be great to have a public safety budget priorities discussion item on the agenda as we head into the budget season.

Thanks, Debbie

From: "Martinez, Mike [Council Member]" <Mike.Martinez@ci.austin.tx.us>
To: chuck alexander [REDACTED]; "Hayes, Joya" <Joya.Hayes@ci.austin.tx.us>; "Garza, Jason" <Jason.Garza@ci.austin.tx.us>; [REDACTED]; "Garza, Bobby" <Bobby.Garza@ci.austin.tx.us>; "Garza, Julian" <Julian.Garza@ci.austin.tx.us>; greg.hamilton@co.travis.tx.us; [REDACTED] "Leffingwell, Lee" <Lee.Leffingwell@ci.austin.tx.us>; [REDACTED] McDonald, Michael [APD]" <Michael.McDonald@ci.austin.tx.us>; [REDACTED] "Novielli, Douglas" <Douglas.Novielli@ci.austin.tx.us>; pcruz@austinisd.org; "Pedraza, Ernie" <Ernie.Pedraza@ci.austin.tx.us>; [REDACTED] "Schooler, Larry" <Larry.Schooler@ci.austin.tx.us>; "Stewart, Steve" <Steve.Stewart@ci.austin.tx.us>; "Tiger, Chebon" <Chebon.Tiger@ci.austin.tx.us>; [REDACTED] "Truesdell, Stephen (Gary)" <Stephen.Truesdell@ci.austin.tx.us>; george.vanderhule@ci.austin.tx.us; "Williams, Nancy" <Nancy.Williams@ci.austin.tx.us>; [REDACTED]; [REDACTED]
Cc: "Carter, David" <David.Carter@ci.austin.tx.us>; "Eells, Al" <Al.Eells@ci.austin.tx.us>; "Kerr, Rhoda Mae" <RhodaMae.Kerr@ci.austin.tx.us>; "Evans, Jim [FIRE]" <Jim.Evans@ci.austin.tx.us>; "Singer, Amy" <Amy.Singer@ci.austin.tx.us>; "Hernandez, Stephanie" <Stephanie.Hernandez@ci.austin.tx.us>; "Davila, Leander" <Leander.Davila@ci.austin.tx.us>; "Prentice, JoBeth" <Jobeth.Prentice@ci.austin.tx.us>; "Gentry, Shirley (Brown - CCO)" <Shirley.Gentry@ci.austin.tx.us>
Sent: Tuesday, May 26, 2009 2:44:01 PM
Subject: RE: July PSTF Meeting

we will meet next week and this is on the agenda

Thanks,
Mike

From: chuck alexander [REDACTED]
Sent: Tuesday, May 26, 2009 1:19 PM
To: Hayes, Joya; Garza, Jason; [REDACTED]; Garza, Bobby; Garza, Julian; greg.hamilton@co.travis.tx.us; [REDACTED]; Leffingwell, Lee; [REDACTED]; Martinez, Mike [Council Member]; McDonald, Michael [APD]; [REDACTED] Novielli, Douglas; pcruz@austinisd.org; Pedraza, Ernie; [REDACTED]; [REDACTED]; [REDACTED]; Schooler, Larry; Stewart, Steve; Tiger, Chebon; [REDACTED]; Truesdell, Stephen (Gary); george.vanderhule@ci.austin.tx.us; Williams, Nancy; [REDACTED]

[REDACTED]
Cc: Carter, David; Eells, Al; Kerr, Rhoda Mae; Evans, Jim [FIRE]; Singer, Amy; Hernandez, Stephanie; Davila, Leander; Prentice, JoBeth; Gentry, Shirley (Brown - CCO)

Subject: RE: July PSTF Meeting

Is the PSTF still active or has it been replaced by a city board? If it is still active and we meet on June 1, I request that we get an update from AFD on the progress on female facilities in fire stations. I also request that we hear citizen's comments on that subject.

Thanks, Chuck Alexander

Subject: July PSTF Meeting

Date: Tue, 26 May 2009 12:57:21 -0500

From: Joya.Hayes@ci.austin.tx.us

To: Jason.Garza@ci.austin.tx.us; [REDACTED]
Bobby.Garza@ci.austin.tx.us; Julian.Garza@ci.austin.tx.us; greg.hamilton@co.travis.tx.us;

[REDACTED]; Lee.Leffingwell@ci.austin.tx.us; [REDACTED]
[REDACTED] Mike.Martinez@ci.austin.tx.us;

Michael.McDonald@ci.austin.tx.us; [REDACTED]

Douglas.Novielli@ci.austin.tx.us; pcruz@austinsd.org; Ernie.Pedraza@ci.austin.tx.us;

[REDACTED]
[REDACTED] Larry.Schooler@ci.austin.tx.us;

Steve.Stewart@ci.austin.tx.us; Chebon.Tiger@ci.austin.tx.us; [REDACTED]

Stephen.Truesdell@ci.austin.tx.us; George.Vanderhule@ci.austin.tx.us;

Nancy.Williams@ci.austin.tx.us; [REDACTED]; [REDACTED]

CC: David.Carter@ci.austin.tx.us; Al.Eells@ci.austin.tx.us; RhodaMae.Kerr@ci.austin.tx.us;
Jim.Evans@ci.austin.tx.us; Amy.Singer@ci.austin.tx.us;

Stephanie.Hernandez@ci.austin.tx.us; Leander.Davila@ci.austin.tx.us;

Jobeth.Prentice@ci.austin.tx.us; Shirley.Gentry@ci.austin.tx.us

Please note that the Public Safety Task Force meeting scheduled for June 1, 2009 will take place in the Boards and Commissions room at 4:00 pm. The agenda has not been confirmed. Please make note to attend, and look for further communication no later than Friday at 4:00 pm. You can also go to the City of Austin website to view the final agenda after Friday at 4:00 pm.

If you have any questions or to request an agenda item, please respond to this email (and copy Bobby Garza) or contact me at 512-974-2194. Thank you!

Joya

From: [Martinez, Mike \[Council Member\]](#)
To: [Ott, Marc](#); [McDonald, Michael \[APD\]](#); [Acevedo, Art](#); [Sabana, Anna](#); [Carter, David](#); [Brown, Cliff](#); [Cole, Sheryl](#); [Leffingwell, Lee](#); [McCracken, Brewster](#); [Morrison, Laura](#); [Shade, Randi](#); [Wynn, Will](#)
Cc: [Bailey, Rich](#); [Barrios, Rossana](#); [Bier, Marti](#); [Coleman, Glen](#); [Garza, Bobby](#); [Levinski, Robert](#); [May, Rachel](#); [McDonald, Stephanie](#); [Moore, Andrew](#); [Rush, Barbara](#); [Schooler, Larry](#); [Williams, Nancy](#); [Wilson, Beverly \(Council Place 6\)](#)
Subject: RE: Community Meeting to discuss Monday May 11, 2009 APD Incident
Date: Monday, June 01, 2009 12:53:20 PM

Thanks Marc and all,
Couple of items...as you may or may not know. I will need APD to escort me out of the facility around 7:30 as I have also committed to attending the Holly Neighborhood By-Laws vote this evening as well.

I wanted to ask if there is any consideration for metal detectors or bag checks for attendee's. Just asking.
Mike

From: Ott, Marc
Sent: Monday, June 01, 2009 11:02 AM
To: McDonald, Michael [APD]; Acevedo, Art; Sabana, Anna; Carter, David; Brown, Cliff; Cole, Sheryl; Leffingwell, Lee; Martinez, Mike [Council Member]; McCracken, Brewster; Morrison, Laura; Shade, Randi; Wynn, Will
Cc: Bailey, Rich; Barrios, Rossana; Bier, Marti; Coleman, Glen; Garza, Bobby; Levinski, Robert; May, Rachel; McDonald, Stephanie; Moore, Andrew; Rush, Barbara; Schooler, Larry; Williams, Nancy; Wilson, Beverly (Council Place 6)
Subject: Updated: Community Meeting to discuss Monday May 11, 2009 APD Incident
When: Monday, June 01, 2009 6:00 PM-8:30 PM (GMT-06:00) Central Time (US & Canada).
Where: Wilhelmina Delco Center, 4601 Pecan Brook Drive

Update 6/1/09 @ 10:51 a.m.

APD will have two unmarked white vans downstairs in the Breezeway at 5:00. The plan is to leave no later than 5:15 in order to get everyone to the Delco Center by 5:45 to review the evacuation plan.

I have also been informed that immediately after the meeting you will escorted into a back room to answer media questions.

**Thank you,
RoseMarie Martinez, Executive Secretary
Marc A. Ott, City Manager
City Manager's Office
Phone: (512) 974-2428**

=====

Attached is the final agenda for the Community Meeting on the APD Shooting scheduled for Monday, June 1, 2009 at 6:30 pm. **ALL PARTICIPANTS NEED TO ARRIVE AT 6:00 pm.** The moderator would like to meet with everyone to review the format for the meeting.

If you have any questions or need additional information please contact Assistant City Manager Mike McDonald at 974-2307 or by cell phone at 633-6388.

<< File: AGENDA for Community Meeting.doc >>

From: [Martinez, Mike \[Council Member\]](#)
To: [Richard Franklin](#); [Cole, Sheryl](#); randi.shades@ci.austin.tx.us
Cc: [Morrison, Laura](#); [Leffingwell, Lee](#)
Subject: RE: Jobs and Hope
Date: Saturday, May 30, 2009 12:17:48 PM

Thank you sir....much better.

Mike

From: Richard Franklin [REDACTED]
Sent: Saturday, May 30, 2009 12:17 PM
To: Martinez, Mike [Council Member]; Cole, Sheryl; randi.shades@ci.austin.tx.us
Cc: Morrison, Laura; Leffingwell, Lee
Subject: Jobs and Hope

In case you couldn't read it

as1 Studio/CES

Using the power and creativity of entertainment and technology for education!

as1 Studio/CES will create and produce meaningful educational, entertaining products and productions using the tools, techniques and distribution systems of state-of-art technology. The purpose is to impact people (starting at birth) with positive words, music, images and opportunities to learn and grow.

as1 Studio has been exploring childhood learning using innovative educational, entertaining technologies and techniques for many years at many levels. They have definite proof-of-concept for an engaging cartoon character (Thursty the Elephant), student created art and prose and children's video productions (see www.teach1.org).

CES (the Center for Exploratory Studies) is a 501 (c) (3) non-profit, tax-exempt corporation which has created many educational, social and community projects involving a wide spectrum of corporations, organizations and individuals from very diverse backgrounds and from every level of society (see www.exploratorystudies.org)

Our initial thrust is to create, produce and distribute products for children using the entertainment tools, techniques and technology that they learn from now. Basically, we want to make the World a better place and the best way to do that is through changing what children are learning. To do this, we have to use the words that they (all of us) are drawn to; the music that feels good; and the images and media that are fun and entertaining. We will create and produce meaningful educational, entertaining products that will reach the children, keep their attention and motivate them to learn.

Social Ramifications

Children are the key to creating a more integrated, positive society. As children are drawn to the positive learning process, they, in turn, will draw the parents, teachers and caregivers into the process. The **as1 Studio/CES** project is founded on the principle that we must come together “as 1” to build bridges between ourselves and our diverse cultures.

Productions/Products

as1 Studio/CES will product specific products using the experience of our key personnel and the tools and techniques that we have found that create engaging, immediate and durable learning. Below are short descriptors for the initial products that we have explored and field-tested. We fully expect other products to evolve as we create new engaging innovations in education, technology and distribution.

Training and Community Involvement

as1 Studio/CES will train people to work in the expanding Education, Entertainment and Technology (EET) Industry. This will be organized into several different kinds of short experiential courses, mentoring and apprentice programs.

Richard Franklin III
Del Valle School Board Member
President, Youth Unlimited 3906 Sojourner St Austin, Tx 78725 Ph (512)751-1362 fax
(512)276-7581 "Creating a Better World Through the Spirit of Co-opetition"

From: [Martinez, Mike \[Council Member\]](#)
To: [lee leffingwell](#); [Morrison, Laura](#)
Cc: [Rush, Barbara](#); [Garza, Bobby](#); [Moore, Andrew](#); [Williams, Nancy](#)
Subject: FW: AFD budget cut proposal from chief's office.....Neighborhood fire stations" apparatus reductions...The \$64 question....Sacred cows...Budgetary fat
Date: Saturday, May 30, 2009 12:05:37 PM
Attachments: [ATCEMS Response Time Intervals 2.pdf](#)
[LittleRockSAFER.pdf](#)
[Fwd Info from Chief Kerr re Budget.ms](#)
[RE was July PSTF MeetingJUNE PSTF mtg.ms](#)
Importance: High

Truly amazing. All these proposed cuts in the fire department including multiple demotions all over the department, consolidating multiple company stations and replacing two units with 1 quint at two stations....

And still wanting to increase her executive team to 5. Just baffles me that they think this does not look the way that it does. And we all get labled as racists.

Unreal

From: Michael Levy [mailto: [REDACTED]]
Sent: Friday, May 29, 2009 9:45 PM
To: Hayes, Joya; Debbie Russell; Martinez, Mike [Council Member]; chuck alexander; Garza, Jason; Garza, Bobby; Garza, Julian; greg.hamilton@co.travis.tx.us; [REDACTED] m; Leffingwell, Lee; [REDACTED]; [REDACTED]; McDonald, Michael [APD]; [REDACTED]; Novielli, Douglas; pcruz@austinsd.org; Pedraza, Ernie; [REDACTED]; [REDACTED]; [REDACTED]; [REDACTED]; Schooler, Larry; Stewart, Steve; Tiger, Chebon; [REDACTED]; Truesdell, Stephen (Gary); george.vanderhule@ci.austin.tx.us; Williams, Nancy;
Cc: Carter, David; Eells, Al; Kerr, Rhoda Mae; Evans, Jim [FIRE]; Singer, Amy; Hernandez, Stephanie; Davila, Leander; Prentice, JoBeth; Gentry, Shirley (Brown - CCO)
Subject: AFD budget cut proposal from chief's office.....Neighborhood fire stations' apparatus reductions...The \$64 question....Sacred cows...Budgetary fat
Importance: High

Please open and take a look at the attached AFD budget cut proposal from the chief's office. Look at the degree to which neighborhoods would have their fire protection significantly diluted. The memo includes "delays in delivery of firefighting equipment to fire units". Reduction in arson investigation capability, even though historically arson goes up when the economy is suffering. Replacing fire trucks in neighborhood stations with pickup trucks staffed with two firefighters who have no firefighting equipment, and only a very limited non-firefighting duty: backing up EMS on medical calls.

And what's NOT in the attachment. Without announcement, right now citizens in the Burleson Road area have only one fire truck in their station 35. The second has been moved to another station. Being strongly considered: Station 31 at 2222/ Loop 360 currently has an engine and a ladder. Being discussed by AFD executives: Engine 31 would be taken out of service and Ladder 31 would be replaced with a quint. In the arbitration over the annexation of the Westlake peninsula the City's attorneys said station 31 as an example of one of the longest response times in the city. Up that hill into Jester, a quint is much, much slower than an engine and significantly slower than a ladder when it comes to that kind of topography. The station also handles water rescues on Lake Austin because of its close proximity to the boat ramps under the 360 bridge. Station 3 on W. 30th north of UT, whose first alarm

territory includes the immediate north university neighborhood/ and Cherrywood., currently has an engine and a ladder. The ladder company is the first due ladder for the West Campus with its laboratory buildings. (The 2nd due ladder for this area is at Station 1 at Fifth and Trinity.). Under serious consideration is removing Engine 3 and replacing Ladder 3 with a quint, which would then be making all the alarm activations, trash fires, backups for A/TCEMS, etc. and could be delayed or miss altogether a high rise alarm in the West Campus area or a working fire in the residential and commercial areas of its first alarm territory. Ladder 3 is also a primary response unit for high rise residential and office structure alarms in the downtown area.

In response to my e-mail below re: four firefighter minimum staffing on each apparatus, I received an e-mail from a senior fire fighter: "One of the first companies arriving at a working fire in an apartment complex had very significant ventilation issues (not able to properly vent heat/smoke due to apartment layout). With 3 person staffing they would not have been able to make an incredible stop that saved the complex. (Our new chief, working with only one other firefighter, should try to deploy a rack line and then advance it into a superheated atmosphere on a second floor apartment. Good luck!) If they only had 3 on the unit they would not have had the fourth firefighter who humped their hose on the outside and then monitored their very risky entry. At the same fire the second in ladder had only 3 firefighters and thus was prevented from doing two necessary tasks simultaneously, which a 4th firefighter on board would have made possible.: Venting from the roof the increasingly high interior heat, thus reducing the heat on the attack team, and assisting in the evacuation of occupants in the complex. Rather than splitting his crew into two teams which would have allowed them to perform each of these critical tasks, the ladder company's captain was forced to decide which tactic to execute, both of which are part of the definition of a ladder company's primary mission on a fire ground."

My own personal hunch is that the chief is very much aware of the critical difference four firefighter staffing makes in situations such as this one and, more importantly, the recent apartment fire in NE Austin where first in fire fighters had to catch small children being lowered by their parents. The drama in the CD of the radio traffic during the NE Austin apartment incident not only effectively tells the story but also is harrowing. Certainly the chief has asked to hear this CD, and I hope the local news media will, too." (See the attachment with the chief's SAFER application for the Little Rock Fire Department in which the criticality of four firefighter staffing is acknowledged.)

Then I received an e-mail from an APD officer in response to the escalating traffic fatality rate: "Last week I attended a joint training exercise with several APD Motors officers. A hot topic was the reassignment of up to twelve officers from motors to patrol. While I'm in no position to postulate on the effect of such a move, I can't help but think this will only aggravate the problem."

The \$64 question: Why are EMS, APD and EMS budgets being cut, when there is still so much fat so many sacred cows still in the budget? Other major cities are also facing tremendous budgetary pressures, yet they are not touching their public safety budgets because they realize these are the most basic of basic services that impact the safety of the entire community and not just certain very special, very noisy interests. In Los Angeles a study showed that crime has a real cost to the community and they factor that into their budget process. All cities know that gangs will be an increasing threat to public safety as the gang bangers we put in prisons in the 80's and 90's are now being released and hitting the streets

as members of vicious prison gangs doing real bad such as home and car invasions..

Yet there is the fat, the sacred cows, the spending on items that would be nice but we can live without. A huge number of public information officers (aka, flacks, spin masters) throughout city government. The number of staff members in each council member's office as compared to 10 or even 5 years ago. The number of highly paid "planners". The amounts Vehicle and Equipment Services charges departments for basic maintenance as a sole source provider so the departments are unable to go outside on a competitive bid process. Oh, let's not forget the consultants. Getting a consulting contract (often to "special friends" of the City) for work that could/should be done by city staff is almost as sweet as winning a lottery or being an heir to Bill Gates. In Friday's Statesman is a story about a consultant to upgrade the City's web site. Now if the folks out in Voter Land were asked if they wanted a new web site for the city or another EMS unit to reduce response times to medical emergencies... Hmmm....Let us guess what their answer might be.

The list of sacred cows and budgetary fat in the city budget is very long.

Even longer: The response times to emergency medical calls by A/TCEMS as detailed in the above attachment.

And the long list of very dead people coming through the Travis County Medical Examiner's as traffic fatalities because APD does not have enough officers to deter traffic violations and get DWI's off of our streets,.

So come to the Public Safety Task Force meeting at 4 pm on Monday at City Hall. It should be interesting. Real interesting. Too bad we can't sell tickets to the event to help pay for the additional cops, firefighters, paramedics the people of Austin really do need.

From: Michael Levy

Sent: Wednesday, May 27, 2009 4:18 PM

To: 'Hayes, Joya'; Debbie Russell; Martinez, Mike [Council Member]; chuck alexander; Garza, Jason; Garza, Bobby; Garza, Julian; greg.hamilton@co.travis.tx.us; [REDACTED]; Leffingwell, Lee;

[REDACTED]; [REDACTED]; McDonald, Michael [APD]; [REDACTED];

Novielli, Douglas; pcruz@austinsd.org; Pedraza, Ernie; [REDACTED];

[REDACTED]; [REDACTED]; [REDACTED]; [REDACTED];

Schooler, Larry; Stewart, Steve; Tiger, Chebon; [REDACTED]; Truesdell, Stephen (Gary);

george.vanderhule@ci.austin.tx.us; Williams, Nancy; [REDACTED];

Cc: Carter, David; Eells, Al; Kerr, Rhoda Mae; Evans, Jim [FIRE]; Singer, Amy; Hernandez, Stephanie; Davila, Leander; Prentice, JoBeth; Gentry, Shirley (Brown - CCO)

Subject: June Public Safety Task Force Meeting....Austin running 33% ahead in traffic fatalities over last year....on track to record 80 traffic fatalities in 2009...4 firefighter staffing

Importance: High

Joya:

Request for June 1 Public Safety Task Force meeting agenda items:

On May 25 Austin recorded traffic fatalities # 32 and 33 for 2009. Through the same period in 2008 Austin had recorded 24 traffic fatalities. So we're running 33% ahead of last year, indicating Austin is now on track to record 80 traffic fatalities in 2009. (These statistics obviously do not reflect the patients with horrendously serious traffic related injuries who previously would have resulted in fatalities but have been salvaged thanks to our EMS

program and the Brackenridge Trauma Center.) The reason we study history is that we can learn from it, and when we study the history of the automobile we learn there has never, ever been a non-preventable traffic injury or fatality. But Austin police officers tell me they no longer have the ability to deter effectively the kinds of traffic violations that yield serious accidents because of the significant cutback in the department's traffic enforcement capability. (Austin now has less than 1.5 officers per thousand population in comparison to between 2.5 and 3.5 in Houston, Dallas, San Antonio and Ft. Worth.) Given this rising death toll on our streets (we are killing more people with cars and trucks than we are with guns and knives), I request that this issue be on the agenda of Monday's Public Safety Task Force so that police chief Acevedo can discuss his department's challenge in reducing this carnage.

(My hunch is that relatives of victims of drunk drivers would have a difficult time understanding why any community would want to take a tool away from their police that has proven its ability to remove DWI's from the streets.)

The City and County are currently conducting a formal search for a new EMS medical director. (As a reminder, no formal search was done for the A/TCEMS director despite more than one strong assurance from the ACM over public safety to the PSTF at meetings where two Council members were in attendance, and which was recorded on Channel 6, that there most definitely would be a search. This promise was not kept. Surprise. Surprise.) A status report on the search for the EMS medical director is requested.

I think that it is important for Austin Fire Chief Kerr speak to the recent apartment fire in northeast Austin in which first-in companies had to "make rescue" of several occupants, and what the likely effectiveness of these rescue efforts would have been if the first-in companies had less than four firefighter staffing. When Chief Rae was in Little Rock, a key element in Chief Rae's 2007 SAFER grant application to the federal government for the ability of Little Rock to hire necessary additional firefighters was that "the actual staffing level" on "first arriving engine company or vehicle capable of suppression activities" would be four firefighters. Thus it would appear from both the recent northeast Austin apartment fire incident and from Chief Rae's 2007 SAFER grant application that Chief Rae would want less than four fighter staffing taken completely off the table forever and a day as a staffing option, with overtime personnel being brought in instead.

Below are prior agenda items with information outstanding:

In our January meeting we had as an agenda item 911 Emergency Hold Times. We were to hear back from APD on their plan to improve 911 Call Taker response times. We last were told that they did not have the ability to track "call waiting stats", but I believe that the EMS and Fire dispatch operations are doing this and they are on the same CAD system.

Attached are the latest available EMS response stats, which show a humongous number of response times above 9 minutes. Since it has been a very long time since the A/TCEMS director himself, rather than a minion, addressed the PSTF, I think it would be good if he personally addressed the PSTF on how proposed budget changes will impact these response times.

Mike

From: Michael Levy

Sent: Thursday, September 18, 2008 4:48 PM

To: Mike Martinez (council)

Cc: Art Acevedo (art.acevedo@ci.austin.tx.us); David Carter; Ernesto Rodriguez (work); jim.evans@ci.austin.tx.us; Bobby Garza (City Hall); craig.howard@ci.austin.tx.us; [REDACTED]; Ernie.Pedraza@ci.austin.tx.us; [REDACTED]; greg.hamilton@co.travis.tx.us; [REDACTED]; Lee.Leffingwell@ci.austin.tx.us; Leo.Seguin@ci.austin.tx.us; [REDACTED]; [REDACTED]; pcruz@austinsd.org; [REDACTED]; [REDACTED]; [REDACTED]

Subject: Public Safety Task Force Agenda Items (scroll down)

Importance: High

Council Member Martinez:

When you look at the attachment provided by Austin/Travis County EMS director Ernesto Rodriguez, you'll see that even with a nine minute average response time target (the target was 6 minutes at the inception of the program in 1976), A/TCEMS had almost 9,000 emergency call response times that took over 15 minutes. In spite of these numbers the manager's office budget proposal reduced resources for EMS.

Then there is the question of the city manager's office denying the request for additional 911 call takers, to reduce the number and length of times a caller with a fire, medical or police emergency would have to listen to a tape recording until a call taker is immediately available to answer the call and if necessary transfer the caller to a fire or EMS dispatcher. One can only assume that fire and EMS response times are even longer if you add in the average call waiting time because, as I note in my e-mail below, if a caller's house is on fire or a relative is on the floor with a heart attack, and they need to talk to a AFD or EMS dispatcher sooner rather than later, and they are put on hold for 60 to 90 seconds or longer because there is no 911 call taker immediately available to answer the emergency call, they most likely will not be very happy citizen.

So I believe it will be worthy of the Public Safety Task Force's time and attention if you would place on the agenda of the Monday, October 6 meeting these two items.

First, the Task Force needs to be able to review call taker statistics, which obviously must be in the same format as the EMS response statistics in the attachment above: Total number of 911 calls, and the absolute number of calls in 10 second increments that went into a call waiting/tape recording queue. The manager of the 911 center should make the presentation, explaining to the task force the original request for additional call takers and why, and what they did not receive.

The A/TCEMS stats are the second item.

It will be interesting to hear what an assistant city manager gives the task force as the official, vetted party line as to why these items so critical to human life and safety were not given a higher priority in the manager's office budget recommendation, even in this difficult economic period for the City. Perhaps the manager's office is simply unaware of the teensy, weensy detail that brain cells start to die after 4-6 minutes.

And so it goes.

Take it easy

Mike

From: Michael Levy

Sent: Wednesday, September 10, 2008 9:26 AM

To: Ernesto Rodriguez (work)

Cc: 'Bobby Garza (City Hall)'; 'craig.howard@ci.austin.tx.us'; [REDACTED];
'Ernie.Pedraza@ci.austin.tx.us'; [REDACTED]; 'greg.hamilton@co.travis.tx.us';
[REDACTED]; [REDACTED]; [REDACTED];
'Lee.Leffingwell@ci.austin.tx.us'; 'Leo.Seguin@ci.austin.tx.us'; [REDACTED];
[REDACTED]; 'Mike Martinez (council)';
[REDACTED]; 'pcruz@austinisd.org';
[REDACTED];
[REDACTED];

Subject:at the inception of the EMS program in 1976, the response time target was 6 minutes. Over the years this time was expediently increased to 9 minutes...brain cells start to die within 4 minutes.

Importance: High

And I think it is very important to note that at the inception of the EMS program in 1976, the response time target was 6 minutes.

Over the years this time was expediently increased to 9 minutes to reflect the needs of the managers' budgets, rather than patients' needs, to the current nine minutes even though brain cells start to die within 4 minutes.

And even with a 9 minute target, almost 9,000 emergency responses by EMS took 15 minutes or more!

Yet the city manager's office, in its wisdom, proposed less response resources for EMS in the new budget even though calls for emergency medical service can only be expected to increase at a significant rate in the years ahead as they have for the past several years.

But then again, we are talking about human health and safety, and whether people live or die.

And so it goes.

From: Michael Levy

Sent: Tuesday, September 09, 2008 8:18 AM

To: 'Ernesto.Rodriguez@ci.austin.tx.us'

Cc: 'Bobby Garza (City Hall)'; 'craig.howard@ci.austin.tx.us'; [REDACTED];
'Ernie.Pedraza@ci.austin.tx.us'; [REDACTED]; 'greg.hamilton@co.travis.tx.us';
[REDACTED];
'Lee.Leffingwell@ci.austin.tx.us'; 'Leo.Seguin@ci.austin.tx.us'; [REDACTED];
[REDACTED]; 'Mike Martinez (council)';
[REDACTED]; 'pcruz@austinisd.org';
[REDACTED];
[REDACTED];

Subject: A/TCEMS Response Time Intervals for entire County....Wow....Really frightening!... And very extended waiting times for 911 callers

Importance: High

Ernie:

Thank you very much.

I am very grateful for the A/TCEMS response time intervals for the entire County, and not just the City, because the City and the County are partners in our unified EMS county-wide program

The absolute number of very high response times is especially important because one of the most important benefits of a unified system is that when the system is busy, A/TCES communications can keep response times lower rather than higher by having the flexibility to move units based in either the City or the County around in the most logical and efficient way so that all patients benefit, regardless of their location, yet these numbers are still very high, reflecting the need for many more units operating in the City and in the County. And these numbers would be even higher if the inter-local operating agreement between the City and the County was dissolved. In the recent years City Hall has made every effort to smoke screen issues relating to response times by giving response times only for calls in the City; and looking at averages which are absolutely meaningless and completely worthless because so many calls are in the downtown area, most especially those in the 7th and Red River areas, covered by Medic 6 based at 5th and Trinity and Medic 3 based at Brack, and thus response times to those calls are going to be very low, artificially depressing the average. (Brain cell start to die in 4-6 minutes.) I am sure the other members of the Public Safety Task Force, whom I am copying, will also share my sincere appreciation and gratitude for these statistics.

And FYI, as you know a 911 emergency call for Fire or EMS or APD cannot reach those dispatchers until an APD call taker answers the in-bound call and re-directs the call to Fire or EMS, or takes the call for APD and then moves it via computer to the appropriate APD dispatcher. I have been hearing that an increasing number of people are being automatically put on hold, and having to listen to a recording for an extended amount of time. because there are not enough APD call takers to handle the call volume. Now if a caller's house is on fire or a relative is on the floor with a heart attack, and they need to talk to a AFD or EMS dispatcher sooner rather than later, and they are put on hold for 60 to 90 seconds or longer, they most likely will not be very happy citizens. It happened to me yesterday, mid-morning, when I called to report a pedestrian standing next to the concrete barrier in the median the 5000 block of North IH-35. In other words, an auto-ped fatality waiting to happen. Since APD keeps a log of the number of callers who must be forced into a waiting period before a call taker answers, and the length of these calls, with his copy of this e-mail I'm asking the chair of the task force to ask APD for a presentation on these numbers at the next meeting of the task force.

Hope all is well.

Mike

From: Rodriguez, Ernie [EMS] [REDACTED]
Sent: Friday, September 05, 2008 6:37 PM
To: Michael Levy
Subject: Response Time Intervals

Hi Mike,

Here is the new report. We included all Code-3 priorities in the city and county regardless of political boundaries. We counted calls that took more than 9 minutes, 12 minutes, 15 minutes... and on.

We included the count and the percent of the total for each time.

I want to run this by you to make sure it is what you wanted. If not, I will work through the weekend to get it right. Please let me know if I need to make any changes. Once it is right, we can send it out to everyone.

Thanks for your help,
Ernie

From: Hayes, Joya [mailto:Joya.Hayes@ci.austin.tx.us]
Sent: Wednesday, May 27, 2009 8:52 AM
To: Debbie Russell; Martinez, Mike [Council Member]; chuck alexander; Garza, Jason; Garza, Bobby; Garza, Julian; greg.hamilton@co.travis.tx.us; [REDACTED]; Leffingwell, Lee; [REDACTED] McDonald, Michael [APD]; [REDACTED]
Novielli, Douglas; pcruz@austinsisd.org; Pedraza, Ernie; [REDACTED]
[REDACTED]
Schooler, Larry; Stewart, Steve; Tiger, Chebon; [REDACTED]; Truesdell, Stephen (Gary); george.vanderhule@ci.austin.tx.us; Williams, Nancy; Michael Levy; [REDACTED]
Cc: Carter, David; Eells, Al; Kerr, Rhoda Mae; Evans, Jim [FIRE]; Singer, Amy; Hernandez, Stephanie; Davila, Leander; Prentice, JoBeth; Gentry, Shirley (Brown - CCO)
Subject: RE: was: July PSTF Meeting/JUNE PSTF mtg.

Debbie:

AGENDA POSTING QUESTION

On the City website, look on the right side of the screen, and you should see a section titled "Connection Calendar." Listed under this heading is a sub-heading that is titled "Boards and Commissions." There you can review the posted agenda's for all of the Boards and Commissions listed. To view the full calendar, you can click "view more." We will add the Task Force Agenda to this calendar so that you can view it (in addition to emailing to you). This site has always posted agenda's for Boards and Commissions. You can contact the City Clerk's office to address any additional concerns about the COA posting procedures and technology.

ACTUAL AGENDA ITEM REQUESTS

- At this time, the only agenda item that has been confirmed is the AFD Women's restroom project update. All other request will be reviewed by the Council Member Martinez for approval.
- Per City Manager Ott, the budget proposals from all departments must be reviewed by the City Manager, the Mayor and Council before being presented to Boards and Commissions. Therefore, the budget items will not be available for review by the task force by Monday, June 1st. However, all Boards and Commissions shall receive a budget report after they have been vetted through the identified offices.
- My role is to document agenda requests from task force members, submit them to Bobby, post the final agenda, and provide written communication to the task force. Based on these roles, here is what I think your agenda item requests are:
 - APD/TCME/EMS policy/procedure at crime scenes
 - Official role of citizens in relation to APD/TCME/EMS policies/procedures
 - Initial results from citation option implementation
 - APD report on results from No Refusal blood draw weekends
 - APD report on planned upcoming No Refusal Blood Draws, the BATmobile, and the safety and security of the blood draw room

APD Safety/security report on Blood Draw & latest plan on training officers to become phlebotomists

Let me know I missed anything.

From: Debbie Russell [REDACTED]
Sent: Tuesday, May 26, 2009 4:40 PM
To: Martinez, Mike [Council Member]; chuck alexander; Hayes, Joya; Garza, Jason; Garza, Bobby; Garza, Julian; greg.hamilton@co.travis.tx.us; [REDACTED]; Leffingwell, Lee; [REDACTED]; McDonald, Michael [APD]; [REDACTED]; Novielli, Douglas; pcruz@austinsd.org; Pedraza, Ernie; [REDACTED]; Schooler, Larry; Stewart, Steve; Tiger, Chebon; [REDACTED]; Truesdell, Stephen (Gary); george.vanderhule@ci.austin.tx.us; Williams, Nancy; [REDACTED]
Cc: Carter, David; Eells, Al; Kerr, Rhoda Mae; Evans, Jim [FIRE]; Singer, Amy; Hernandez, Stephanie; Davila, Leander; Prentice, JoBeth; Gentry, Shirley (Brown - CCO)
Subject: Re: was: July PSTF Meeting/JUNE PSTF mtg.

Joya: where on the website would the agenda be posted? It is my understanding we don't have a page for the TF....thereby no place to host the agenda. If it were just a page tagged to the city calendar, where does that page go for future reference?

Maybe we should put on our agenda a website upgrade update -as should all boards, cimmissions, task forces. It is my understanding the revamping has been put on hold again - that we are not actively looking for a consultant now. I've not heard this info directly from the City, but it seems like something they should be officially keeping us abreast on as it affects how well we can do our jobs as community liaisons. Maybe this would be a good chance to meet our new CIO.

Were we going to have an item on the June 1st agenda re: the Fire Dept. restructuring? And Joya, per our conversation, was there going to be an official item about APD/TCME/EMS policy/procedure at crime scenes and how the public safety is ensured in relation to those policies/procedures?

I'd like to also request updates from APD on: initial results from citation option implementation and APD blood draw weekends/BATmobile and blood draw room (in the jail) issues including safety/security & latest plan on training officers to become phlebotomists.

I think it would be great to have a public safety budget priorities discussion item on the agenda as we head into the budget season.

Thanks, Debbie

From: "Martinez, Mike [Council Member]" <Mike.Martinez@ci.austin.tx.us>
To: chuck alexander [REDACTED]; "Hayes, Joya" <Joya.Hayes@ci.austin.tx.us>; "Garza, Jason" <Jason.Garza@ci.austin.tx.us>; [REDACTED]; "Garza, Bobby" <Bobby.Garza@ci.austin.tx.us>; "Garza, Julian" <Julian.Garza@ci.austin.tx.us>; greg.hamilton@co.travis.tx.us; [REDACTED] "Leffingwell, Lee" <Lee.Leffingwell@ci.austin.tx.us>; [REDACTED] "McDonald, Michael [APD]" <Michael.McDonald@ci.austin.tx.us>; [REDACTED]; "Novielli, Douglas" <Douglas.Novielli@ci.austin.tx.us>; pcruz@austinsd.org; "Pedraza, Ernie" <Ernie.Pedraza@ci.austin.tx.us>; [REDACTED]; [REDACTED] "Schooler, Larry" <Larry.Schooler@ci.austin.tx.us>; "Stewart, Steve" <Steve.Stewart@ci.austin.tx.us>; "Tiger, Chebon" <Chebon.Tiger@ci.austin.tx.us>; [REDACTED]; "Truesdell, Stephen (Gary)" <Stephen.Truesdell@ci.austin.tx.us>; george.vanderhule@ci.austin.tx.us; "Williams, Nancy" <Nancy.Williams@ci.austin.tx.us>; [REDACTED]
Cc: "Carter, David" <David.Carter@ci.austin.tx.us>; "Eells, Al" <Al.Eells@ci.austin.tx.us>; "Kerr, Rhoda Mae" <RhodaMae.Kerr@ci.austin.tx.us>; "Evans, Jim [FIRE]" <Jim.Evans@ci.austin.tx.us>; "Singer, Amy" <Amy.Singer@ci.austin.tx.us>; "Hernandez, Stephanie" <Stephanie.Hernandez@ci.austin.tx.us>;

"Davila, Leander" <Leander.Davila@ci.austin.tx.us>; "Prentice, JoBeth" <Jobeth.Prentice@ci.austin.tx.us>; "Gentry, Shirley (Brown - CCO)" <Shirley.Gentry@ci.austin.tx.us>
Sent: Tuesday, May 26, 2009 2:44:01 PM
Subject: RE: July PSTF Meeting

we will meet next week and this is on the agenda

Thanks,
Mike

From: chuck alexander [REDACTED]
Sent: Tuesday, May 26, 2009 1:19 PM
To: Hayes, Joya; Garza, Jason; [REDACTED]; Garza, Bobby; Garza, Julian; greg.hamilton@co.travis.tx.us; [REDACTED]; Leffingwell, Lee; [REDACTED]; Martinez, Mike [Council Member]; McDonald, Michael [APD]; [REDACTED]; Novielli, Douglas; pcruz@austinisd.org; Pedraza, Ernie; [REDACTED]; [REDACTED]; [REDACTED]; Schooler, Larry; Stewart, Steve; Tiger, Chebon; [REDACTED]; Truesdell, Stephen (Gary); george.vanderhule@ci.austin.tx.us; Williams, Nancy; [REDACTED]; [REDACTED]
Cc: Carter, David; Eells, Al; Kerr, Rhoda Mae; Evans, Jim [FIRE]; Singer, Amy; Hernandez, Stephanie; Davila, Leander; Prentice, JoBeth; Gentry, Shirley (Brown - CCO)
Subject: RE: July PSTF Meeting

Is the PSTF still active or has it been replaced by a city board? If it is still active and we meet on June 1, I request that we get an update from AFD on the progress on female facilities in fire stations. I also request that we hear citizen's comments on that subject.

Thanks, Chuck Alexander

Subject: July PSTF Meeting
Date: Tue, 26 May 2009 12:57:21 -0500
From: Joya.Hayes@ci.austin.tx.us
To: Jason.Garza@ci.austin.tx.us; [REDACTED]; Bobby.Garza@ci.austin.tx.us; Julian.Garza@ci.austin.tx.us; greg.hamilton@co.travis.tx.us; [REDACTED]; Lee.Leffingwell@ci.austin.tx.us; [REDACTED]; [REDACTED]; Mike.Martinez@ci.austin.tx.us; Michael.McDonald@ci.austin.tx.us; [REDACTED]; Douglas.Novielli@ci.austin.tx.us; pcruz@austinisd.org; Ernie.Pedraza@ci.austin.tx.us; [REDACTED]; [REDACTED]; Steve.Stewart@ci.austin.tx.us; Chebon.Tiger@ci.austin.tx.us; [REDACTED]; Stephen.Truesdell@ci.austin.tx.us; George.Vanderhule@ci.austin.tx.us; Nancy.Williams@ci.austin.tx.us; [REDACTED]
CC: David.Carter@ci.austin.tx.us; Al.Eells@ci.austin.tx.us; RhodaMae.Kerr@ci.austin.tx.us; Jim.Evans@ci.austin.tx.us; Amy.Singer@ci.austin.tx.us; Stephanie.Hernandez@ci.austin.tx.us; Leander.Davila@ci.austin.tx.us;

Jobeth.Prentice@ci.austin.tx.us; Shirley.Gentry@ci.austin.tx.us

Please note that the Public Safety Task Force meeting scheduled for June 1, 2009 will take place in the Boards and Commissions room at 4:00 pm. The agenda has not been confirmed. Please make note to attend, and look for further communication no later than Friday at 4:00 pm. You can also go to the City of Austin website to view the final agenda after Friday at 4:00 pm.

If you have any questions or to request an agenda item, please respond to this email (and copy Bobby Garza) or contact me at 512-974-2194. Thank you!

Joya

From: [Martinez, Mike \[Council Member\]](#)
To: [Richard Franklin](#); [Morrison, Laura](#); [Leffingwell, Lee](#); [Cole, Sheryl](#)
Subject: RE: Jobs
Date: Saturday, May 30, 2009 11:45:23 AM

Richard,

Not sure what format your attachment was in but I am unable to read it on the city computer. Will try from my home later today.

See you monday.

Mike

From: Richard Franklin [REDACTED]
Sent: Saturday, May 30, 2009 10:51 AM
To: Morrison, Laura; Martinez, Mike [Council Member]; Leffingwell, Lee; Cole, Sheryl
Subject: Jobs

In reference to hope. If the young people in this community don't feel hopeful we will lose. This project could provide many of the answers. I will talk about it again Monday at the forum at the Delco center, but it is something the city should invest in to provide jobs but more importantly Hope.

Richard Franklin III
Del Valle School Board Member
President, Youth Unlimited
3906 Sojourner St
Austin, Tx 78725
Ph (512)751-1362
Fax (512)276-7581

"Creating a Better World Through the Spirit of Co-opetition"

From: [Martinez, Mike \[Council Member\]](#)
To: [McDonald, Michael \[APD\]](#); [Bailey, Rich](#); [Barrios, Rossana](#); [Bier, Marti](#); [Cole, Sheryl](#); [Coleman, Glen](#); [Garza, Bobby](#); [Leffingwell, Lee](#); [Levinski, Robert](#); [May, Rachel](#); [McCracken, Brewster](#); [McDonald, Stephanie](#); [Moore, Andrew](#); [Morrison, Laura](#); [Rush, Barbara](#); [Schooler, Larry](#); [Shade, Randi](#); [Williams, Nancy](#); [Wilson, Beverly \(Council Place 6\)](#); [Wynn, Will](#)
Cc: [Sabana, Anna](#); [Davila, Leander](#); [Acevedo, Art](#); [Carter, David](#); [Ochiltree, Alta](#)
Subject: Re: APD Presentation Outline
Date: Friday, May 29, 2009 5:44:53 PM

Thanks Chief and Marc,

Much appreciated.

Mike

From: McDonald, Michael [APD]
To: Bailey, Rich; Barrios, Rossana; Bier, Marti; Cole, Sheryl; Coleman, Glen; Garza, Bobby; Leffingwell, Lee; Levinski, Robert; Martinez, Mike [Council Member]; May, Rachel; McCracken, Brewster; McDonald, Stephanie; Moore, Andrew; Morrison, Laura; Rush, Barbara; Schooler, Larry; Shade, Randi; Williams, Nancy; Wilson, Beverly (Council Place 6); Wynn, Will
Cc: Sabana, Anna; Davila, Leander; Acevedo, Art; Carter, David; Ochiltree, Alta
Sent: Fri May 29 17:38:14 2009
Subject: APD Presentation Outline

Based on a request from Council Member Martinez, City Manager Marc Ott has requested that the attached outline be distributed to each of you today. The outline provides a general overview of the presentation that will be given by Chief Acevedo on Monday, June 1, 2009 at the community meeting that will take place at the Delco Center at 6:30 p.m.. The final presentation will not be complete until Monday morning after Chief Acevedo receives an update from his investigative team. If you need additional information, please do not hesitate contacting my offices.

ACM Michael McDonald

From: [Martinez, Mike \[Council Member\]](#)
To: [Martinez, Mike \[Council Member\]](#); [Ott, Marc](#); [Kerr, Rhoda Mae](#)
Cc: [McDonald, Michael \[APD\]](#); [Garza, Bobby](#); [Moore, Andrew](#)
Subject: RE: Fire Dept. Reorg - correction
Date: Friday, May 29, 2009 2:53:48 PM

It would take council action but the only action would be to reclassify one FF back to the former AC position.

Thanks,
Mike

From: Martinez, Mike [Council Member]
Sent: Friday, May 29, 2009 1:36 PM
To: Ott, Marc; Kerr, Rhoda Mae
Cc: McDonald, Michael [APD]; Garza, Bobby; Moore, Andrew
Subject: Fire Dept. Reorg

Marc/Chief McDonald/Chief Kerr-

I appreciate the continued dialogue regarding the reorganization of the department to increase the number of Assistant Chiefs to 5. I believe our meeting yesterday was productive and helpful. I hope you all do too.

Yesterday I decided to not try to lay this scenario out because we had asked budget for a response and I wanted to wait for that before we discussed it further. The information which I'm sure you already have, will demonstrate the impact to this years budget and if you recall, my back of the napkin sketch estimated the proposal would actually be \$120,000 impact to this year's budget. This information comes directly from our budget office in response to my question.

The Fire Chief has identified 3 firefighters within AFD to be promoted to Assistant Chief. Please provide the total actual current compensation package, less overtime, for each of the individuals to be promoted to Assistant Chief. This should be factored on an annual basis. Also, please provide the total actual compensation package for the new Assistant Chief positions to be created through the request for council action (Council Agenda Item 13, May 14th, 2009). This should also be factored on an annual basis.

The information I received was this:

The total annual compensation (not including OT) for the two Lieutenants and one Battalion Chief is \$364,447.

The total annual compensation for the three Assistant Chiefs would be \$490,329.

The Fire Department has within its existing budget funding for all but \$10,000 of the difference. (this is what was presented at the council meeting)

The Budget Office further supplied my office with the information below:

Lieutenant A current annual compensation (less OT): \$110,862

Assistant Chief annual cost: \$161,684

Lieutenant B current annual compensation (less OT): \$110,203

Assistant Chief annual cost: \$161,084

Battalion Chief current annual compensation (less OT): \$143,382

Assistant Chief annual cost: \$167,561

Quick Subtraction shows that the Fire Department plans to spend on each position and the total cost to the fire department regardless of whether there is budgetary headroom for such a reclassification.

Total difference for Lt. A: \$50,822

Total difference Lt. B: \$50,878

Total difference for Bat. Chief: \$24,179

Three position difference: \$125,879

Marc, this is the cost that I was referring to previously. You'll note that the number for this cost is very close to the number I estimated it would cost the department during our 1-1 several weeks ago.

What troubles me is that there has been an assertion that this will only cost taxpayers \$10,000 because the money has already been budgeted. This will cost the taxpayers much more, regardless of when we budgeted for it. Why? Because maintenance of the status quo would not require us to spend this money and be returned to the General Fund as savings – this is standard practice for all General Fund departments. But again, if the Chief where to make appointments to 2 assistant Chief's that were budgeted, it would not even have to come to council and diversity could be achieved.

The real net result of the proposed reorganization is that the department will end up spending almost \$126,000 more than if it had done nothing, and the fact that this information was not presented to Council during our briefing should not have occurred.

We have been asking all of our departments to look for savings within their current budget, which is what we asked the Fire Department to do some weeks earlier, and what we got in return was a proposal for elimination of the four-person staffing standard – the savings from which was not far from the cost for increasing the number of Assistant Chiefs to 5.

I took to heart your collective desire to create more diversity at the executive level. I know that this is of great importance to you, and I share with you that analysis that diversity ought to start at the top and continue through all levels of the fire department.

There are currently two vacancies at the Assistant Chief level, and I would encourage you all to come up with a transparent and fiscally appropriate plan to **restore** that diversity at the Assistant Chief rank and being forthright about the actual impact to this years (and future) budgets. I remain committed and in support of Chief Kerr to diversify and lead the department. But also remain committed to transparency and fiscal responsibility as well.

I look forward to seeing your plan as soon as practical.

Mike

From: [Martinez, Mike \[Council Member\]](#)
To: [Ott, Marc](#); [Kerr, Rhoda Mae](#)
Cc: [McDonald, Michael \[APD\]](#); [Garza, Bobby](#); [Moore, Andrew](#)
Subject: Fire Dept. Reorg
Date: Friday, May 29, 2009 1:35:50 PM

Marc/Chief McDonald/Chief Kerr-

I appreciate the continued dialogue regarding the reorganization of the department to increase the number of Assistant Chiefs to 5. I believe our meeting yesterday was productive and helpful. I hope you all do too.

Yesterday I decided to not try to lay this scenario out because we had asked budget for a response and I wanted to wait for that before we discussed it further. The information which I'm sure you already have, will demonstrate the impact to this years budget and if you recall, my back of the napkin sketch estimated the proposal would actually be \$120,000 impact to this year's budget. This information comes directly from our budget office in response to my question.

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What troubles me is that there has been an assertion that this will only cost taxpayers \$10,000 because the money has already been budgeted. This will cost the taxpayers much more, regardless of when we budgeted for it. Why? Because maintenance of the status quo would not require us to spend this money and be returned to the General Fund as savings – this is standard practice for all General Fund departments. But again, if the Chief were to make appointments to 2 assistant Chiefs that were budgeted, it would not even have to come to council and diversity could be achieved.

The real net result of the proposed reorganization is that the department will end up spending almost \$126,000 more than if it had done nothing, and the fact that this information was not presented to Council during our briefing should not have occurred.

We have been asking all of our departments to look for savings within their current budget, which is what we asked the Fire Department to do some weeks earlier, and what we got in return was a proposal for elimination of the four-person staffing standard – the savings from which was not far from the cost for increasing the number of Assistant Chiefs to 5.

I took to heart your collective desire to create more diversity at the executive level. I know that this is of great importance to you, and I share with you that analysis that diversity ought to start at the top and continue through all levels of the fire department.

There are currently two vacancies at the Assistant Chief level, and I would encourage you all to come up with a transparent and fiscally appropriate plan to **restore** that diversity at the Assistant Chief rank and being forthright about the actual impact to this years (and future) budgets. I remain committed and in support of Chief Kerr to diversify and lead the department. But also remain committed to transparency and fiscal responsibility as well.

I look forward to seeing your plan as soon as practical.

Mike

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]
[Cole, Sheryl](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Shade, Randi](#); [McCracken, Brewster](#); [Wynn, Will](#)
Cc: [Walker, Susan](#); [Ramirez, Diana](#); [Li, Victoria J](#); [Smith, David \[City Attorney\]](#); [Ott, Marc](#)
Subject: RE: Letter to BOA
Date: Friday, May 29, 2009 9:36:16 AM

Frank and all,

I was in attendance and serve on the Audit and Finance committee. What I recall clearly was the Chair of BOA seeking council direction as to by-laws and issues relating to reconsideration of agenda items. Not direction as to how you should vote on a particular matter.

I would also like to have David Smith provide his opinion as to how BOA should proceed.

Thanks,
Mike

From: [REDACTED] [REDACTED]
Sent: Thursday, May 28, 2009 4:43 PM
To: Parham, Candy; [REDACTED] Cole,
Sheryl; Leffingwell, Lee; Morrison, Laura; Shade, Randi; Martinez, Mike [Council Member]; McCracken, Brewster; Wynn, Will
Cc: Walker, Susan; Ramirez, Diana; Li, Victoria J
Subject: Re: Letter to BOA

Ms. Parham,

Please make note that I have received the correspondence signed by the Mayor Pro Tem, Brewster McCracken, Council Member Laura Morrison, and Council Member Elect, Chris Riley. I must admit, I am at a loss, never having received such a direct request on a particular BOA case from our council members. Before we can even consider this case the neighbourhood association must file the reconsideration request and the BOA staff must more than likely send out notices before we even get it to our agendas. Please notify the Association and the Applicant.

Kindest Regards,
Frank Fuentes

In a message dated 5/28/2009 3:36:13 P.M. Central Daylight Time, Candy.Parham@ci.austin.tx.us writes:

As the liaison to boards and commissions, we are transmitting the following request from Mayor Pro Tem McCracken, Council Member Morrison and Council Member-elect Riley.

Thank you.

Candy Parham Hinkle
Boards and Commissions Coordinator
Office of the City Clerk
(512) 974-2497
(512) 974-2374 -- fax
candy.parham@ci.austin.tx.us

Cooking Dinner For Two? [Sign Up & Get Immediate Member-Only Savings.](#)

From: [Martinez, Mike \[Council Member\]](#)
To: ["huck alexander"](#); [Hayes, Joya](#); [Garza, Jason](#); [REDACTED]; [Garza, Bobby](#); [Garza, Julian](#); [greg.hamilton@co.travis.tx.us](#); [REDACTED]; [Leffingwell, Lee](#); [REDACTED]; [McDonald, Michael \[APD\]](#); [REDACTED]; [Novielli, Douglas](#); [pcruz@austinsd.org](#); [Pedraza, Ernie](#); [REDACTED]; [Schooler, Larry](#); [Stewart, Steve](#); [Tiger, Chebon](#); [REDACTED]; [Truesdell, Stephen \(Gary\)](#); [george.vanderhule@ci.austin.tx.us](#); [Williams, Nancy](#); [REDACTED]
Cc: [Carter, David](#); [Eells, Al](#); [Kerr, Rhoda Mae](#); [Evans, Jim \[FIRE\]](#); [Singer, Amy](#); [Hernandez, Stephanie](#); [Davila, Leander](#); [Prentice, JoBeth](#); [Gentry, Shirley \(Brown - CCO\)](#)
Subject: RE: July PSTF Meeting
Date: Tuesday, May 26, 2009 2:44:02 PM

we will meet next week and this is on the agenda

Thanks,
Mike

From: chuck alexander [REDACTED]
Sent: Tuesday, May 26, 2009 1:19 PM
To: [Hayes, Joya](#); [Garza, Jason](#); [REDACTED]; [Garza, Bobby](#); [Garza, Julian](#); [greg.hamilton@co.travis.tx.us](#); [REDACTED]; [Leffingwell, Lee](#); [REDACTED]; [REDACTED]; [Martinez, Mike \[Council Member\]](#); [McDonald, Michael \[APD\]](#); [REDACTED]; [Novielli, Douglas](#); [pcruz@austinsd.org](#); [Pedraza, Ernie](#); [REDACTED]; [REDACTED]; [Schooler, Larry](#); [Stewart, Steve](#); [Tiger, Chebon](#); [REDACTED]; [REDACTED]; [Truesdell, Stephen \(Gary\)](#); [george.vanderhule@ci.austin.tx.us](#); [Williams, Nancy](#); [REDACTED]
Cc: [Carter, David](#); [Eells, Al](#); [Kerr, Rhoda Mae](#); [Evans, Jim \[FIRE\]](#); [Singer, Amy](#); [Hernandez, Stephanie](#); [Davila, Leander](#); [Prentice, JoBeth](#); [Gentry, Shirley \(Brown - CCO\)](#)
Subject: RE: July PSTF Meeting

Is the PSTF still active or has it been replaced by a city board? If it is still active and we meet on June 1, I request that we get an update from AFD on the progress on female facilities in fire stations. I also request that we hear citizen's comments on that subject.

Thanks, Chuck Alexander

Subject: July PSTF Meeting
Date: Tue, 26 May 2009 12:57:21 -0500
From: [Joya.Hayes@ci.austin.tx.us](#)
To: [Jason.Garza@ci.austin.tx.us](#); [REDACTED]; [Bobby.Garza@ci.austin.tx.us](#); [Julian.Garza@ci.austin.tx.us](#); [greg.hamilton@co.travis.tx.us](#); [REDACTED]; [Lee.Leffingwell@ci.austin.tx.us](#); [REDACTED]; [REDACTED]; [Mike.Martinez@ci.austin.tx.us](#); [Michael.McDonald@ci.austin.tx.us](#); [REDACTED]; [Douglas.Novielli@ci.austin.tx.us](#); [pcruz@austinsd.org](#); [Ernie.Pedraza@ci.austin.tx.us](#); [REDACTED]; [REDACTED]; [Larry.Schooler@ci.austin.tx.us](#); [Steve.Stewart@ci.austin.tx.us](#); [Chebon.Tiger@ci.austin.tx.us](#); [REDACTED]; [Stephen.Truesdell@ci.austin.tx.us](#); [George.Vanderhule@ci.austin.tx.us](#); [Nancy.Williams@ci.austin.tx.us](#); [REDACTED]
CC: [David.Carter@ci.austin.tx.us](#); [Al.Eells@ci.austin.tx.us](#); [RhodaMae.Kerr@ci.austin.tx.us](#); [Jim.Evans@ci.austin.tx.us](#); [Amy.Singer@ci.austin.tx.us](#); [Stephanie.Hernandez@ci.austin.tx.us](#); [Leander.Davila@ci.austin.tx.us](#); [Jobeth.Prentice@ci.austin.tx.us](#); [Shirley.Gentry@ci.austin.tx.us](#)

Please note that the Public Safety Task Force meeting scheduled for June 1, 2009 will take place in the Boards and Commissions room at 4:00 pm. The agenda has not been confirmed. Please make note to attend, and look for further communication no later than Friday at 4:00 pm. You can also go to the City of Austin website to view the final agenda after Friday at 4:00 pm.

If you have any questions or to request an agenda item, please respond to this email (and copy Bobby Garza) or contact me at 512-974-2194. Thank you!

Joya

From: [Martinez, Mike \[Council Member\]](#)
To: [Mark Nathan](#)
Cc: [lee leffingwell](#); [Morrison, Laura](#)
Subject: FW: NAACP Meeting Reminder May 26, 2009 6:00pm -7:00pm
Date: Tuesday, May 26, 2009 10:29:26 AM

Do we have Elanor or anyone going to this meeting tonight to see what is said.

M

From: [REDACTED]
Sent: Tuesday, May 26, 2009 9:41 AM
To: undisclosed-recipients
Subject: NAACP Meeting Reminder May 26, 2009 6:00pm -7:00pm

******REMINDER******

Good morning, this is a reminder to attend the NAACP's Monthly Meeting scheduled this evening from 6:00- 7:00 p.m. at Ebenezer Baptist Church. Please see details below. The meetings are open to the public. We welcome your participation.

DEAR NAACP MEMBERS AND FRIENDS IN THE COMMUNITY,

PLEASE JOIN US FOR THE AUSTIN NAACP MAY 2009 BRANCH MEETING, SCHEDULED ON TUESDAY MAY 26, 2009, FROM 6:00PM - 7:00PM AT EBENEZER BAPTIST CHURCH. THE CHURCH IS LOCATED AT 1010 EAST 10TH STREET, AUSTIN. TEXAS 78702.

IN AN EFFORT TO INCREASE COMMUNITY INVOLVEMENT THROUGHOUT THE CITY OF AUSTIN, WE ARE HOLDING OUR MONTHLY MEETINGS AT LOCAL CHURCHES. PLEASE FEEL FREE TO INVITE FRIENDS, CO-WORKERS AND FAMILY MEMBERS TO ATTEND. WE CAN MAKE A HUGE IMPACT IN THE COMMUNITY WHEN WE ALL COME TOGETHER. THE PURPOSE OF THE MONTHLY MEMBERSHIP MEETINGS IS TO INFORM OUR MEMBERSHIP AND COMMUNITY ABOUT THE ACTIVITIES OF THE AUSTIN NAACP BRANCH.

THIS MONTH'S AGENDA WILL INCLUDE THE FOLLOWING ITEMS:

- 1) INFORMATION AND CURRENT DATA ON THE DEATH OF NATHANIEL SANDERS II.
- 2) POLICIES AND PROCEDURES ON USE OF FORCE AND DEADLY FORCE GUIDELINES.
- 3) PROGRAMS AND INITIATIVES THAT WERE CREATED TO REDUCE POLICE BRUTALITY AND MISCONDUCT.
- 4) WHY YOUR NEIGHBORHOOD COMMANDER FORUMS ARE IMPORTANT.
- 5) THE AUSTIN FIRE DEPARTMENT AND THE LACK OF EQUAL OPPORTUNITY
- 6) THE NEW AUSTIN CITY COUNCIL: ASSESSING THE LEFFINGWELL, MARTINEZ AND MORRISON TRIO.

7) THE IMPORTANCE OF NEIGHBORHOOD ASSOCIATIONS.

8) THE DEVASTATING IMPACT OF ERRONEOUS INFORMATION.

9) AN EXAMINATION OF VOTER PRECINCTS IN EAST AUSTIN AND THE PROBLEM OF LOW VOTER TURNOUTS.

FOR MORE INFORMATION ON THE MEETING, PLEASE CALL NELSON LINDER AT 695-6674 OR SHIRLEY TERRY AT 423-4354. ALL INQUIRIES CONCERNING THE ACTIVITIES OF THE AUSTIN NAACP, SHOULD BE SENT TO THE AUSTIN PRESIDENT AT [REDACTED]

PLEASE VISIT OUR WEBSITE FOR ADDITIONAL CHAPTER INFORMATION.
WWW.NAACPAUSTIN.ORG.

NELSON E. LINDER

PRESIDENT, AUSTIN NAACP

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#)
Cc: [Rush, Barbara](#); [Garza, Bobby](#); [Moore, Andrew](#)
Subject: FW: Webadmin - bike lanes, exposition blv.
Date: Tuesday, May 26, 2009 9:55:07 AM

Laura,

is your sister emailing us again?

Can you take care of this?

Mike

From: Webadmin, Austin City Connection
Sent: Tuesday, May 26, 2009 9:54 AM
To: [REDACTED]
Cc: Beaudet, Annick; Cole, Sheryl; Leffingwell, Lee; Martinez, Mike [Council Member]; McCracken, Brewster; Morrison, Laura; Shade, Randi; Wynn, Will
Subject: RE: Webadmin - bike lanes, exposition blv.

I am forwarding your e-mail to the Mayor and Council as requested.

I hope this is helpful.

Thank you for contacting the Austin City Connection, official Web site of the city of Austin.

Robin Hart
Public Information Specialist
Austin City Connection
www.cityofaustin.org
(512)974-3329

From: [REDACTED]
Sent: Monday, May 25, 2009 8:23 PM
To: Webadmin, Austin City Connection
Subject: Webadmin - bike lanes, exposition blv.

Date/Time Submitted: Monday, 5/25/09, 2022 hours

From: Mary Lou Morrison

E-mail address: [REDACTED]

Subject: bike lanes, exposition blv.

Comments:

I would appreciate you forwarding this to all City Council Members or let me know where I can e-mail the members. I am very concerned about the safety of Exposition and the bikers. The traffic is so bad and Exposition and now bikers or

riding on all lanes. This is not safe for anyone.. The City totally ignored the traffic and safety of drivers on Exposition. What happened to homeowners that drive having a say. Thanks you< Mary Lou Morrison. Will wait for a response.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - 250 Million For Bike Lanes and Trails
Date: Tuesday, May 26, 2009 9:06:45 AM

Tina,

Thanks for the email and feedback.

Just to be clear. There are no funding actions that took place on Thursday. We were simply adopting a plan for how many community members would like for Austin to consider as we move forward. The plan also contains what it would cost to accomplish such. No funds were allocated and no tax dollars were spent. Please understand all the information and facts before making too many assumptions.

Thanks,
Mike

From: [REDACTED]
Sent: Tuesday, May 26, 2009 9:03 AM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - 250 Million For Bike Lanes and Trails

Date/Time Submitted: 0903 hours

From: Tina Cantu

E-mail address: [REDACTED]

Subject: 250 Million For Bike Lanes and Trails

Comments:

How can this council even consider spending 250 Million on bike lanes and trails when the city is cutting budgets for the police, fire departments. Not to mentioned that our libraries now have to be closed an additional one day a week to save on costs. The parks and rec department is now proposing to cancel the "Trail of Lights", due to cost. The percentage of cyclists that bike to work is less than 1% (I know you would like to see that number at 5%), I would imagine the percentage of Austinites that partake of the "Trail of Lights" would be way over 50-60% from all walks of life. Shame on all of you for even considering spending 250 Million for 1% of our populace. If you move forward on this expenditure it will show all the citizenry of Austin just who you represent - a very small percentage of the overall citizens of Austin Texas. Sincerely,

Tina Cantu

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Cc: [REDACTED]
Subject: RE: Submitted from City Council web site - Removal of Election Signs
Date: Wednesday, May 20, 2009 11:04:22 AM

Thank you for your email. I am very sorry these signs have not been removed. We will take care of this as soon as possible.

Mike

From: [REDACTED]
Sent: Wednesday, May 20, 2009 9:06 AM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - Removal of Election Signs

Date/Time Submitted: 0906 hours

From:

E-mail address: [REDACTED]

Subject: Removal of Election Signs

Comments:

It is May 20, 2009, and I believe that the elections are over and done with but you couldn't tell by all of the signs that are still displayed all over town. At Graham Elementary School the signs which had not been removed as of yesterday include the following: Spellmans, Martinez, Leffingwell, Strayhorn, Cole, etc. A school site is a reflection of a neighborhood and at the moment the entrance to Graham Elem. is nothing to brag about. The election signs contribute to the messiness. Please clean up after yourselves.

From: [Martinez, Mike \[Council Member\]](#)
To: [Gene McMenamin](#)
Cc: [Morrison, Laura](#)
Subject: RE: URGENT: Waste Reduction Assistance Program
Date: Tuesday, May 19, 2009 2:25:03 PM

Thanks Gene.

We will pass on a good word and let you know what happens.

Mike

From: Gene McMenamin [REDACTED]
Sent: Tuesday, May 19, 2009 11:46 AM
To: Betty Dunkerley; Martinez, Mike [Council Member]; cheryl.cole@ci.austin.tx.net
Subject: FW: URGENT: Waste Reduction Assistance Program

Good morning,

I hope you are all doing well. Congratulations to Cheryl and Mike on the election.

I am enclosing a resume and cover letter for a good friend. I usually do not ask for favors but this is a special case. My friend Lisa Edwards is interested in the Waste Planner position recently posted for the City of Austin. She was recently laid off from her company and is looking for a career change. She has long been interested in the environment and has an excellent record of success along with a Bachelors degree from University of Denver and a Masters from Pepperdine. She is looking for an assist in getting in to see the right person. It does not hurt that her uncle is Chet Edwards, the US Congressman from Waco, although she does not want to use his name for this.

If any of you could help I would much appreciate it. Please let me know if you can help here.

Thank you so much for the consideration

Gene McMenamin
General Manager
[Omni Austin Hotel Downtown](#)
700 San Jacinto @ 8th St.
Austin, TX 78701
Member of the [Global Hotel Alliance](#)
Phone: (512) 397-4801
Fax: (512) 397-4885
[REDACTED]

Learn More about Omni's All New [Select Guest](#) Loyalty Program with Free Wi-Fi and Nights, Personalized Stay & More!

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Leffingwell, Lee](#); [Cole, Sheryl](#); [Morrison, Laura](#); [REDACTED]
Cc: [Garza, Rudy](#); [Edwards, Sue](#); [Tester, Mark](#)
Subject: Re: Dallas Gets Convention Center Hotel
Date: Wednesday, May 13, 2009 4:48:53 PM

More than glad to discuss this Bob.
Just not sure tax incentives would work in this city and current economic environment.

But let's talk before we wipe anything off the table.

Mike

From: Bob Lander
To: [Leffingwell, Lee](#); [Cole, Sheryl](#); [Martinez, Mike \[Council Member\]](#); [Morrison, Laura](#); [Riley, Chris](#); [Randi Shade](#); [REDACTED]
Cc: [Garza, Rudy](#); [Edwards, Sue](#); [Tester, Mark](#)
Sent: Wed May 13 16:41:41 2009
Subject: FW: Dallas Gets Convention Center Hotel

Did not know if you all were aware of this referendum but thought you would be interested. The announcement of this project proceeding will be a challenge to our efforts here in Austin. They have forecasted 3,000 construction jobs, 800 permanent hotel jobs and are quoting economic impact numbers in the billions. Perhaps further discussions with Mr. Bruce White, President of White Lodging, Marriott and Tim Finley could be revisited? Please let me know if you have any questions/suggestions. Bob

Bob Lander
President & CEO
Austin Convention & Visitors Bureau
V: (512) 583-7201 – F: (512) 583-7354

Visit the new austintexas.org

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For Immediate Release
May 9, 2009

Dallas Approves Convention Center Hotel

Dallas residents delivered a victory for the planned convention center hotel tonight, giving the city of Dallas a long-awaited green light for construction of the project.

A referendum designed to prevent construction of this or future hotels that utilize public funds was defeated in today's city of Dallas elections. The referendum was placed on the ballot as a result of signatures collected by a political action committee created by a holding company with area hotel

interests.

The "Vote NO!" campaign to build the hotel was championed by Dallas Mayor Tom Leppert, most members of the Dallas City Council, 30 publicly supportive Dallas hotels, civic leaders and more than 120 associations and companies.

"Our 30-year wait for an attached convention center hotel is finally over," Dallas Convention & Visitors Bureau President/CEO Phillip Jones said at the election night victory celebration. "Let's celebrate this monumental occasion tonight, but tomorrow morning, the work of booking more business for Dallas begins!"

In six months of selling the convention center hotel, the Dallas CVB has booked 400,000 room nights representing more than \$500 million in economic impact to the city of Dallas. "Those commitments that were contingent on the convention center hotel announcement are now definite," Jones said. "We have other groups representing 600,000 additional room nights waiting on tonight's announcement."

The city of Dallas will now proceed with the sale of tax-exempt revenue bonds to fund construction of the four-star, 1,000-room hotel connected to the Dallas Convention Center, to be completed in 2011. Matthews Southwest is the developer of the project, and Omni Hotels was selected as the hotel operator. The remaining four acres of the site surrounding the hotel are slated for dining, retail and other development.

"Mayor Leppert is an example of real leadership," Jones said. "He recognized the need for and benefits of a convention center hotel. He became the 'face' of the Vote No campaign to defeat the referendum and to support the hotel. He never wavered, working tirelessly for the greater good of the city of Dallas, its citizens and its future."

From: [Martinez, Mike \[Council Member\]](#)
To: [Clifford Gillard](#); [Shade, Randi](#); [Cole, Sheryl](#); [Morrison, Laura](#); [Leffingwell, Lee](#)
Cc: [Garza, Bobby](#); [Cavazos, Jazmin](#)
Subject: RE: Summer Program "Forms Of Expressions"
Date: Wednesday, May 13, 2009 1:06:26 PM

[Clifford,](#)

[Please call my office to schedule a meeting with my staff and they will assess your proposal.](#)

[Thanks,](#)
[Mike](#)

From: Clifford Gillard [REDACTED]
Sent: Tuesday, May 12, 2009 3:07 PM
To: Shade, Randi; Cole, Sheryl; Martinez, Mike [Council Member]; Morrison, Laura; Leffingwell, Lee
Subject: Summer Program "Forms Of Expressions"

Dear Council member,

My name is Clifford Gillard, I am part of a group of organizations that is attempting to host a summer education/entertainment program at Givens and Rosewood Park in east Austin. We believe that our program provides both educational and entertainment components that provides both participants and guest a stress less learning environment while enjoying themselves. With the absence of any organized activities/events for youths and young adults on the east-side and with school been out for the summer months, we hope to fill that void with some positive experiences, while providing the opportunity for both learning some life skills and having some fun.

Please review the attached program, we would like to sit with you and discuss this program and possible way you can assist in making the the success we know it can be.

From: [Martinez, Mike \[Council Member\]](#)
To: [Johns, Bobby](#); [Ott, Marc](#); [McDonald, Michael \[APD\]](#); [AAAFFA Austin](#) ■ [Morrison, Laura](#); [Cole, Sheryl](#); [Leffingwell, Lee](#); [Shade, Randi](#); [McCracken, Brewster](#)
Subject: RE: Welcome to FIRE 20/20's E-Newsletter; Actualizing Research
Date: Monday, May 11, 2009 8:25:14 AM

Bobby, have the Austin African American Firefighters Association taken a position on the agenda item for this week? We are hearing a lot of feedback and concerns.

Please advise the council of any position you all may have on the item.

Thanks,
Mike

From: Johns, Bobby [mailto:Bobby.Johns@ci.austin.tx.us]
Sent: Friday, May 08, 2009 9:17 AM
To: Ott, Marc; McDonald, Michael [APD]; AAAFFA Austin TX; Morrison, Laura; Cole, Sheryl; Martinez, Mike [Council Member]; Leffingwell, Lee; Shade, Randi; McCracken, Brewster
Subject: FW: Welcome to FIRE 20/20's E-Newsletter; Actualizing Research

We were a large part of Fire 20/20. While others are finding it useful we are moving farther away from it and farther away from diversifying the AFD. This was an excellent consulting tool that had little cost to the City of Austin; it also began to drive the way we recruit in Community Outreach. Please read this info on Dan Haden and Fire20/20 paying special attention to the **read more** section. **Again this was a consultant on how to recruit for diversity and cultural safety.** Thank You.

You're receiving this email because of your relationship with FIRE 20/20. Please [confirm](#) your continued interest in receiving email from us.

You may [unsubscribe](#) if you no longer wish to receive our emails.



Quarterly E-Newsletter April 2009

Focus on Leadership **Actualizing Research**



Dan Haden is a 26-year career firefighter with Toronto Fire Services—Canada's largest fire service with more than 3,000 members and the fifth largest in North America.

Currently seconded as an officer to the Recruitment and Community Outreach Section, Dan is leading the implementation of its three-year human rights, access, equity, and diversity action plan.

Recent and Upcoming Events

South Carolina State Firefighters' Association Engages FIRE 20/20's Services

Of the 16,000 firefighters in South Carolina, 13,500 are volunteers. The numbers of volunteers are declining—a problem that is nationwide. The South Carolina State Firefighters' Association has hired FIRE 20/20 to help develop and implement a new statewide recruitment and retention program. Expanding South Carolina's volunteer base to include more women and

The action plan's framework is based on FIRE 20/20's Multicultural Health & Safety Research Report, which was funded by a 2005 DHS Fire Prevention & Safety Research Grant, and 'The National Report Card on Women in Firefighting' that was prepared for The International Association of Women in Fire & Emergency Services (iWomen).

Dan discovered FIRE 20/20's research and iWomen's and is making them integral to Toronto Fire Services' human rights initiatives. FIRE 20/20 has in turn discovered an extraordinary leader.

[Read more >>](#)

Articles

[Recommitment Spurred by The Recession](#)

Tough times test our values. And these are tough times! When departments are faced with staff reductions, station closures and wage concessions, recruiting and retaining diversity goes way down the list of priorities. For some departments, it may completely disappear. Likewise, prevention, which is under-funded and under-staffed in the best of times, suffers a similar fate.

On behalf of FIRE 20/20's Board, I asked Larry Sagen our Executive Director why it's important for the fire service to stay focused on diversity. I also asked Larry to share how his background and experience shape his perspective.

Chief Robert Oliver, Redmond Fire Department
Vice President, FIRE 20/20 Board

[Three Core Principles for Bringing About Effective Change](#)

Hanley Brite, CEO of Authentic Connections is the developer and lead facilitator of FIRE 20/20's workshop, Mastering Change in The Fire Service Workforce™. This workshop is a customized version of his program, Masterful Change Agent™. In this article, Hanley shares the three core principles that masters of change adhere to.



In-kind sponsor, DiversityInc, publishes a monthly magazine and has a website that "provides news, resources and commentary on the role of diversity in strengthening the corporate bottom line." While we're from the non-profit, public service world, we have found new learning and pearls of wisdom and had ah-hah moments! Take advantage of a FIRE 20/20 sponsored electronic subscription—at no cost—to DiversityInc magazine at <http://www.diversityinc.com/fire2020>.

Visit us online, anytime at <http://www.fire2020.org>

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minorities is also a key objective.

FDIC

April 20-25
Indianapolis Convention Center
& Lucas Oil Stadium
Indianapolis, Indiana

On Friday, April 24th at FDIC, Division Chief Cheryl Horvath of the Northwest Fire/Rescue District in Tucson who is also President of the International Association of Women in Fire and Emergency Services led the session *Recruiting & Retaining Women in The Fire Service*. Larry Sagen was a co-presenter and enthusiastic supporter!

2009 iWomen International Conference

May 13-17
Omaha Hilton
Omaha, Nebraska

Growing The Next Generation: Successful Girls' Summer Camps and High School Cadet Programs is the topic of a presentation on Friday, May 15th by Andrea Speranza, Founder and Director of Camp Courage; Florencio Soliz, Assistant Chief (ret. Austin) and Larry Sagen.

[Forward email](#)

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From: [Martinez, Mike \[Council Member\]](#)
To: [Garza, Bobby](#); [Rush, Barbara](#); [Moore, Andrew](#); [Morrison, Laura](#)
Subject: FW: Submitted from City Council web site - APD District reps
Date: Wednesday, May 06, 2009 1:32:06 PM

How do we get blamed for this. Didn't Marc make this part of his budget proposal last year?

What tha!

From: [REDACTED]
Sent: Wednesday, May 06, 2009 10:22 AM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - APD District reps

Date/Time Submitted: 1022 hours

From: Damon Howze

E-mail address: [REDACTED]

Subject: APD District reps

Comments:

I was just told by the City Manager's Office that council was responsible for our loss of a District Rep. from the APD. Highland neighborhood depended on our DR for communication with the APD. We are at a loss as to who to contact with problems in our area concerning APD. Is this true? When was it done? Why was it done? Why was there no notification? It is impossible to think that 2 people can cover all of Central West District which includes six-street district, west campus and all the way to us at 183 and I35. Who are we supposed to contact when there is a problem with APD not responding or a problem with a neighbor who is physically attacking others and sending them to the hospital and police don't show up? Please respond to this. I am preparing an address to go into our June HNA newsletter on this matter. Damon Howze HNA President 791-2328

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Wynn, Will](#); [Leffingwell, Lee](#); [McCracken, Brewster](#); [Cole, Sheryl](#); [Morrison, Laura](#); [Shade, Randi](#)
Cc: [Moore, Andrew](#); [Garza, Bobby](#)
Subject: Re: what our Waterfront Overlay would look like with PUDs
Date: Wednesday, May 06, 2009 9:33:52 AM

Larry,

Sorry pal. I appreciate all you do in this community but that kind of over hyped exaggeration is exactly what Austin is not and will never become.

Productive input will keep us on track. Sensationalism will not.

Thanks,
Mike

From: Larry Akers
To: Wynn, Will; Leffingwell, Lee; McCracken, Brewster; Martinez, Mike [Council Member]; Cole, Sheryl; Morrison, Laura; Shade, Randi
Sent: Wed May 06 09:28:57 2009
Subject: what our Waterfront Overlay would look like with PUDs

Dear Mayor Wynn and City Council:

These photos are a reminder of what the waterfront of a supposedly beautiful, forward-looking City can look like when height and setback limits are not rigorously applied. This is the False Creek waterfront, which defines the southern edge of central Vancouver, B.C., as seen from popular vantage points like Granville Island and points nearby.

<<36854200.FalseCreek66.jpg>> <<36853987.CreekBoats.jpg>> <<36853989.FalseCreek38.jpg>>
<<36853672.BesideBridge.jpg>> <<1211-07a.jpg>>

As long as our Waterfront Overlay contains a waiver for PUD developments, Lady Bird Lake is vulnerable to development deals negotiated by the same Planning Department that gutted the original Waterfront Overlay District Ordinance and tacitly supported by any development-friendly City Council that might come along in the future. The supposed benefits which could be secured in a PUD agreement might be completely aside from the purpose of protecting the Lady Bird Lake waterfront (for example, "affordable" units, sidewalk easements, side funding for other City concerns, inclusion of public facilities like museums or libraries, or whatever is the favored benefit du jour). However laudable these might be, they would forever compromise the height and setback requirements that keep the waterfront from becoming a concrete canyon. Once the buildings are there, no one will ever remember what regulatory piece of paper allowed their encroachment.

We as a community will either protect our waterfront or not. If we regard that protection as a trading card to be played according to the fashion of the day in some PUD agreement, a Lady Bird Lake that looks like False Creek is what we are in for.

Please remove the PUD waiver from the Waterfront Overlay District Ordinance.

Larry Akers

2311 Ridgeview
Austin, Tx 78704

From: [Martinez, Mike \[Council Member\]](#)
To: [Edwards, Sue](#); [Morrison, Laura](#)
Cc: [Garza, Bobby](#); [Levinski, Robert](#); [Curtis, Gena](#)
Subject: RE: Music on the Plaza
Date: Friday, May 01, 2009 4:48:26 PM

WOW

Thanks for this Sue. I would like to go on a little field trip some evening and take some reading with APD. Thank you too Gena.

Mike

From: Edwards, Sue
Sent: Friday, May 01, 2009 4:46 PM
To: Martinez, Mike [Council Member]; Morrison, Laura
Cc: Garza, Bobby; Levinski, Robert
Subject: FW: Music on the Plaza

I thought you might find this interesting information from Lt. Curtis re: the Live From the Plaza performance today.

Sue

[Sue Edwards](#)
[Assistant City Manager](#)
[City of Austin](#)
[Phone: 512-974-7820](#)
[Fax: 512-974-2833](#)
sue.edwards@ci.austin.tx.us

From: Curtis, Gena [<mailto:Gena.Curtis@ci.austin.tx.us>]
Sent: Friday, May 01, 2009 2:35 PM
To: Edwards, Sue; Sandoval, Marie
Subject: Music on the Plaza

Afternoon Sue and Marie,

This afternoon a couple of my DR's were over for a bike event at the Plaza and they had the opportunity to check out the decibel level for today's entertainment as well as enjoy it. I was really curious as to what the decibel level at the Plaza would be in conjunction with the enormous amount of vehicular traffic all around City Hall in light of the most recent turn of events with Freddie's. The DR's stated that when they checked the music level the decibel reading was between 75 and 76. Even with the band being in such close proximity with the traffic passing by, the band was easily heard by all and you could even carry on a conversation. I think this is interesting in light of Freddie's being unhappy with the allowed 70 decibels at their venue. The Music on the Plaza sits practically on the street, in and amongst vehicular traffic, and the bands at Freddie's are off of the roadway with probably better acoustics. Even if Freddie's does not take the steps to classify themselves as something else in order to be allowed a higher decibel reading, I do not understand why 70 is unreasonable.

I hope you both have a great weekend!
Gena

Lt. Gena Curtis #2170

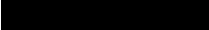
North Bureau
715 E. 8th Street
P.O. Box 689001
Austin, Texas 78768-9001
974-5570

From: [Martinez, Mike \[Council Member\]](#)
To: [From the Public Information Office](#); [Leffingwell, Lee](#); [Wynn, Will](#); [Morrison, Laura](#); [Shade, Randi](#); [Cole, Sheryl](#); [McCracken, Brewster](#)
Cc: [Council Executive Assistants](#); [Ott, Marc](#)
Subject: RE: HSEM Flu Update #4
Date: Thursday, April 30, 2009 12:32:42 PM

is there an attachment missing?

From: From the Public Information Office
Sent: Thursday, April 30, 2009 12:31 PM
To: Leffingwell, Lee; Wynn, Will; Martinez, Mike [Council Member]; Morrison, Laura; Shade, Randi; Cole, Sheryl; McCracken, Brewster
Cc: Council Executive Assistants; Ott, Marc
Subject: HSEM Flu Update #4

For your information and reference.

Doug Matthews
Chief Communications Director
City of Austin
512.974.2231 ph
512.974.2405 fx


From: [Martinez, Mike \[Council Member\]](#)
To: [Spillar, Rob](#)
Cc: [Moore, Andrew](#); [Ott, Marc](#); [Derr, Gordon](#)
Subject: Re: idea
Date: Tuesday, April 28, 2009 6:26:11 PM

Thanks Rob

From: Spillar, Rob
To: Martinez, Mike [Council Member]
Cc: Moore, Andrew; Ott, Marc; Derr, Gordon
Sent: Tue Apr 28 17:31:10 2009
Subject: RE: idea

Cool idea and one that has merit. Let's talk more about what you are thinking and how we might move forward.

Robert Spillar, P.E.
Austin Department of Transportation

From: Martinez, Mike [Council Member]
Sent: Tuesday, April 28, 2009 5:28 PM
To: Spillar, Rob
Cc: Moore, Andrew; Ott, Marc
Subject: idea

Hey Rob,

Wanted to shoot you an email about an idea I spoke about with CM Ott this morning.

This is not a public proposal at all, just something I would like to get your feedback on.

In the redevelopment of Seaholm and Green there will be "re-opening" of streets throughout the development. What if we took this opportunity to NOT open all the streets but put some (an intersection) aside and preclude all vehicular traffic so that we will forever have paseos for "street events" and pedestrian only traffic?

I know we would need some ingress and egress to the parking and other facilities but I just wonder if there is any streets that might be able to keep off the books for vehicles and use for Art Alliance events, farmers market...etc.

Any thoughts is appreciated. And if this is just a really dumb idea, it's totally ok to say so. It wont be my first or last.

Thanks,
Mike

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]
Cc: [Leffingwell, Lee](#); [Morrison, Laura](#)
Subject: RE: Truly a moving target...
Date: Thursday, April 23, 2009 5:32:08 PM

agreed

there is way too much and we had no drafted language in front of us. It's irresponsible to even consider voting on anything on 3rd reading without the actual language right in front of us.

Thanks,
M

From: Ora Houston [REDACTED]
Sent: Thursday, April 23, 2009 5:31 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Cole, Sheryl; Morrison, Laura
Subject: Truly a moving target...

Charles Cordier the French sculptor said, "The most beautiful Negro is *not* the one who looks most like us."

1827 - 1905

From: [Martinez, Mike \[Council Member\]](#)
To: [Shade, Randi](#)
Cc: [Garza, Bobby](#); [Bier, Marti](#)
Subject: FW: remaining restaurants
Date: Thursday, April 23, 2009 11:26:14 AM

Remaining venues in white

From: Garza, Bobby
Sent: Thursday, April 23, 2009 11:23 AM
To: Martinez, Mike [Council Member]
Subject: remaining restaurants

matt flener is asking for the remaining venues that would not be covered by the actions today. looks like its 5 instead of marie. i was going to send this to him and the rest of the council aides so they all know. are you kool with me sending this out?

Permit Number	Venue Name	Address	Issued Date	Expiration Date	Zoning	Use
617	Cedar Door	201 Brazos St	02/21/08	02/21/09	CBD	Restaurant/ Bar
684	Baby Acapulco	1628 Barton Springs Rd	03/26/08	03/27/09	CS	Restaurant
686	Nuno's Bar and Grill	12408 N MoPac Expy SVRD SB	03/26/08	03/27/09	GR	Restaurant
688	Opal Divine's Freehouse	700 W 6th St	04/30/08	05/01/09	CBD	Restaurant/ Bar
690	The Bakehouse	5404 Manchaca Rd	05/08/08	05/09/09	CS-MU-V-NP	Restaurant
693	Shady Grove	1624 Barton Springs Rd	05/22/08	05/23/09	CS/ CS-1	Restaurant
694	Freddie's Place	1703 S 1st St	05/28/08	05/29/09	CS-MU-V-CO-NP	Restaurant
699	Threadgill's World Headquarters	301 W Riverside St	06/12/08	06/13/09	CS-1-V-NP	Restaurant
701	Headhunters- ECWC Corp.	720 Red River St	06/26/08	06/27/09	DMU	Restaurant
702	Jo's Hot Coffee, Good Food	1300 S Congress Ave	07/10/08	07/11/09	CS-1-V-CO-NP	Restaurant
717	Thai Tara	601 W 6th St	07/30/08	07/31/09	CBD	Restaurant
719	Paggi House, LP	200 Lee Barton Dr	08/06/08	08/07/09	CS-H	Restaurant
720	Uncle Billy's Brew and Que	1530 Barton Springs Rd	08/06/08	08/07/09	CS	Restaurant
725	Flipnotics Coffeespace Cafe	1601 Barton Springs Rd	09/09/08	09/10/09	CS	Restaurant
733	Ranch 616	616 Nueces St	10/30/08	10/31/09	CBD-CO	Restaurant
741	Hot Momma's Espresso	2401 E 6th St Bldg 1	11/26/08	11/27/09	CS-CO-MU-NP	MF Residential ?
743	Hills Cafe	4700 S Congress Ave	11/26/08	11/27/09	CS-1-MU-CO-NP	Restaurant

	Item 50
	Waterfront Overlay

From: [Martinez, Mike \[Council Member\]](#)
To: [Martinez, Mike \[Council Member\]](#)
Cc: [Garza, Bobby](#); [REDACTED]
Subject: Hispanic Community Engagement Advisory Board Invitation
Date: Friday, April 17, 2009 1:46:03 PM
Attachments: [Hispanic Community Engagement Advisory Board 2009 Timeline.doc](#)
[Hispanic Community Engagement Advisory Board Job Description.doc](#)

Dear Hispanic Community Leader :

United Way Capital Area & Hands On Central Texas with the support of the City of Austin created the Hispanic Community Engagement Initiative in an effort to engage more Hispanics/Latinos to be involved in the community while address critical community issues that affect their communities. As part of the initiative, United Way launched a study (*Making the Connection: An Examination on Volunteering & Community Engagement in the Greater Austin Hispanic/Latino Community*) that examines community engagement, volunteerism & critical community issues relevant to the Hispanic/Latino community.

As the chair of the Hispanic Community Engagement Initiative, I invite you to join me in serving on the Hispanic Community Engagement Advisory Board. The membership will be comprised of a cadre of talented community leaders who are committed to the advancement of the greater Austin Hispanic/Latino community.

The role of the Hispanic Community Engagement Advisory Board is to provide counsel & guidance on the Hispanic Community Engagement Initiative, including ongoing engagement, the launch event – Vivir Unidos & the signature initiatives.

The report, *Making the Connection* was designed to capture insight on the who, what, where, and why of Hispanic/Latino community engagement & volunteerism and equally important, what critical issues are important to their communities. The report is comprised of 1,002 surveys, stakeholder discussion meetings, and three focus groups that facilitated discussions on critical issues identified in the surveys which included, but are not limited to education, employment, health, housing and economic development. It will serve as a platform for launching engagement initiatives and events that will increase community involvement in the Greater Austin Hispanic/Latino community, as well as provide the foundation for the *City of Austin Hispanic Quality of Life Initiative* that was passed by the Austin City Council in May 2008.

I encourage you to take interest and bring your skills to bear on the wide variety of issues that are crucial to the advancement of the Hispanic/Latino community and participate in the Hispanic Community Engagement Advisory Board. Your leadership and commitment to improving the quality of life for the Hispanic/Latino community is greatly appreciated. Enclosed is the member description for your review. Please confirm your participation by May 1, 2009.

Please send your response and/or any questions to Diana Santos, Corporate & Volunteer Relations Director at United Way Capital Area & Hands On Central Texas at [REDACTED] or 512-225-0357.

Thank You,
Mike Martinez
Austin City Council Member, Place 2

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#)
Subject: RE: Submitted from City Council web site - Billboard violation at 221 S. Lamar Blvd
Date: Tuesday, April 14, 2009 1:31:29 PM

Jackie,

We are looking into this as we have received other emails as well.

We will let you know what we find out.

Mike

From: [REDACTED]
Sent: Tuesday, April 14, 2009 12:02 PM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - Billboard violation at 221 S. Lamar Blvd

Date/Time Submitted: 1202 hours

From: Jackie Huba

E-mail address: [REDACTED]

Subject: Billboard violation at 221 S. Lamar Blvd

Comments:

I am writing to ask you to immediately stop a billboard that is currently going up within 100 feet of our condo building on S. Lamar. We understand that Clara Hilling has permitted a giant 40 ft billboard to be installed very close to our condo building. Our building is Bridges on the Park and unfortunately the property it sits on is zoned commercial because the 5 retail stores that face Lamar are "technically" connected to our building. However this huge lighted billboard will be withing 100 feet of our building, blocking views, lights blazing all night, blighting the block and driving down home values. They have already started installation. Please stop them before they continue. Thank you.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]
Cc: [Garza, Bobby](#); [Spillar, Rob](#); [Acevedo, Art](#); [Ott, Marc](#)
Subject: RE: Mike Martinez - 13th and Lavaca hazardous intersection
Date: Tuesday, April 14, 2009 1:28:36 PM

Elliot,

I am so sorry to hear this. We are in the middle of doing an "analysis" at this intersection and you know that I know how dangerous this is.

We will do all we can, as soon as possible, to deal with this deadly intersection in downtown.

Mike

-----Original Message-----

From: [REDACTED]
Sent: Tuesday, April 14, 2009 12:09 PM
To: Martinez, Mike [Council Member]
Subject: Mike Martinez - 13th and Lavaca hazardous intersection

Date/Time Submitted: Tuesday, 4/14/09, 1209 hours

From: Elliot Kralj

E-mail address: [REDACTED]

Subject: 13th and Lavaca hazardous intersection

Comments:

A motorcyclist was just run over at the 13th Street and Lavaca Street intersection. If possible, please send me the police report for this tragic accident so I can continue campaigning for a stop light.

Thank you.

Elliot

CC: Mr. Bobby Garza

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] "royce.west@senate.state.tx.us"; "rodney.ellis@senate.state.tx.us"; "dawnna.dukes@house.state.tx.us"; [Cole, Sheryl](#); [Wynn, Will](#); [Leffingwell, Lee](#); [McCracken, Brewster](#); "rick.perry@governor.state.tx.us"; "david.vliet@ci.austin.tx.us"; "larimen.wallace@traviscountyhd.org"
Cc: [REDACTED] [Cavazos, Jazmin](#); [Garza, Bobby](#)
Subject: Re: Letter of Support for Stimulus Funding for HT Community Health and Wellness Center
Date: Thursday, April 09, 2009 11:08:35 AM

Dr. Earvin and all,

I am more than happy and willing to offer my support in any way including sending letters.

My staff and I will work on this and have the letters to the appropriate people as soon as possible.

Thanks,
Mike Martinez

From: Smith, Terry S.
To: royce.west@senate.state.tx.us ; rodney.ellis@senate.state.tx.us ; dawnna.dukes@house.state.tx.us ; [Cole, Sheryl](#); [Wynn, Will](#); [Martinez, Mike \[Council Member\]](#); [Leffingwell, Lee](#); [McCracken, Brewster](#); rick.perry@governor.state.tx.us ; david.vliet@ci.austin.tx.us ; larimen.wallace@traviscountyhd.org
Cc: Earvin, Larry L.
Sent: Thu Apr 09 11:03:04 2009
Subject: FW: Letter of Support for Stimulus Funding for HT Community Health and Wellness Center

Friends of Huston-Tillotson University:

Dr. Earvin asked that we share this information and opportunity with you.

Huston-Tillotson University's Administration plans to restore and modernize the Mary E. Branch Gymnasium and include the addition of a Community Health and Wellness Center. The Administration's goal is to fund this restoration with federal stimulus funding as well as private foundation and individuals' donated funds.

We have been advised by our consultants that letter submission is the best method for demonstrating our wide-ranging support for the project. As a result we ask that you review the attached draft support letter.

We seek your support and [ask that you forward a similar letter to each of the following:](#)

Senator John Cornyn (to whom the draft is addressed)
517 Hart Senate Office Building
Washington, D.C. 20510

Senator Kay Bailey Hutchison
284 Russell Senate Office Building
Washington, D.C. 20510

Congressman Lamar Smith
2409 Rayburn House Office Building
Washington, D.C. 20515

Congressman Lloyd Doggett
201 Cannon House Office Building

Washington, D.C. 20515

You may choose to mail your letters directly to the Senators and Congressmen or you may forward them to the President's office and we will see that they are delivered to the various members of Congress.

We ask that you send your letters this week.

Also attached for your review is the Community Health and Wellness Center brochure in PDF.

If you have any questions, feel free to contact us.

Terry S. Smith
Executive Assistant to the President
and Clerk of the Board
Huston-Tillotson University
900 Chicon Street
Austin, Texas 78702-2795
512.505.3004 (Phone)
512.505.3195 (Fax)
www.htu.edu

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Morrison, Laura](#); [REDACTED]; [REDACTED]; [Leffingwell, Lee](#)
Cc: [REDACTED] [Moore, Andrew](#)
Subject: Re: Greening Urban Alleys
Date: Thursday, April 09, 2009 10:12:29 AM

Very interesting. Thanks Ryan.

From: Ryan Clinton
To: Martinez, Mike [Council Member]; Morrison, Laura; Randi Shade; [REDACTED]
Leffingwell, Lee
Cc: Chris Riley; [REDACTED]
Sent: Thu Apr 09 10:08:29 2009
Subject: Greening Urban Alleys

I stumbled across this very interesting article in USA Today. It's about other cities' efforts to put urban alleys to use in ways that are more consistent with modern values--- like using them for common areas, bike paths and green space. Having lived in Hyde Park and knowing how little the alleys there are used, I think this would be a great project for Austin.

Here is the article: http://www.usatoday.com/news/nation/2009-04-08-urban-alleys_N.htm?csp=usat.me

Best,
Ryan

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - Easy Fix for AFD Budget Issue and Impact on 4 Person Staffing
Date: Tuesday, April 07, 2009 10:05:05 AM

Thanks Gordon.

Hope retirement is going well for you.

Mike

From: [REDACTED]
Sent: Tuesday, April 07, 2009 8:54 AM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - Easy Fix for AFD Budget Issue and Impact on 4 Person Staffing

Date/Time Submitted: 0854 hours

From: Gordon Bergh

E-mail address: [REDACTED]

Subject: Easy Fix for AFD Budget Issue and Impact on 4 Person Staffing

Comments:

As a former City EMS executive I can appreciate the tugs and pulls of the budget process, especially the challenges faced in balancing a City budget during down times like now. But it is never wise to seek budget cuts at the expense of front line employee safety. I am not talking about routine industrial safety. I am referencing those who truly find themselves in highly unpredictable work environments that can change in a split second and cause death or painful injury to all involved. I certainly agree the "safety" card has sometimes been overplayed by our public safety unions but in this case there is strong factual evidence (national standards even) for AFD's staffing levels. To even consider this an option when other reasonable solutions exist is an indication of small management minds that have forgotten the importance of their responsibility to be innovative in their efforts to "balance the bean count". If money is the issue, and it appears to be, I'd offer the following alternative suggestion. Tack on a small response fee for AFD's role in EMS first response. Adding a fee of \$20 or more to the EMS bill is a relatively painless way to 'find your money' and pay for AFD's contribution to the City's budget shortfall without putting fire fighters in harms way. I am all for responsible budgeting but not at the cost of harm to those who stand ready to protect life and property. At the very least we owe our fire-fighters and police officers the very best in personal protection. It is one area that should never be compromised.

Gordon Bergh Retired-EMS Assistant Director President-Emergency Technology Consultants CEO-Z23Technologies

From: [Martinez, Mike \[Council Member\]](#)
To: [Karen Paup](#); [Wynn, Will](#); [McCracken, Brewster](#); [Cole, Sheryl](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Shade, Randi](#)
Cc: [Heather Way](#); [Francie Ferguson](#); [Ashton G. Cumberbatch](#); [Johnny Limon](#); [Bob Sleet](#)
Subject: RE: #48 MLK TOD
Date: Thursday, April 02, 2009 4:04:01 PM

All policy has already been set Karen to 1/2 mile radius. We will comply with our adopted policies.

From: Karen Paup [REDACTED]
Sent: Thursday, April 02, 2009 3:42 PM
To: Wynn, Will; McCracken, Brewster; Cole, Sheryl; Leffingwell, Lee; Martinez, Mike [Council Member]; Morrison, Laura; Shade, Randi
Cc: Heather Way; Francie Ferguson; Ashton G. Cumberbatch; Johnny Limon; Bob Sleet
Subject: #48 MLK TOD

Dear Mayor, Mayor Pro Tem and Councilmembers,

I write to re-emphasize housing advocates for support for tying any in lieu fee to use within 1/4 mile of a TOD. (A quarter mile is the recognized limit that people will be reasonably expected to walk.)

Funds controlled by the Austin Community Foundation could satisfy affordability requirements at MLK only if are they spent within 1/4 mile of the TOD area.

To accept spending these dollars beyond the TOD would leave the City further behind in meeting the TOD goals as well as setting a bad precedent for the other TODs.

If there is not a consensus about how to structure compliance with affordability at this TOD, then action should be delayed until the wording can be clearly laid out.

Thank you again for the work you've done to achieve affordability in our TODs.

Karen Paup
477-8910

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#); [Rush, Barbara](#)
Subject: RE: Just saw this...have you guys seen it?
Date: Thursday, April 02, 2009 12:34:24 PM

Lee said he never heard anything either.....unreal

From: Morrison, Laura
Sent: Thursday, April 02, 2009 12:34 PM
To: Martinez, Mike [Council Member]; Rush, Barbara
Subject: RE: Just saw this...have you guys seen it?

Not a word

From: Martinez, Mike [Council Member]
Sent: Thursday, April 02, 2009 12:28 PM
To: Rush, Barbara; Morrison, Laura
Subject: Just saw this...have you guys seen it?

http://www.statesman.com/blogs/content/shared-gen/blogs/austin/cityhall/entries/2009/04/02/city_hires_former_union_offici.html

Did anyone talk to you all bout this hire? This is the first I heard of it.

From: [Martinez, Mike \[Council Member\]](#)
To: [Moore, Andrew](#); [Morrison, Laura](#); [Rush, Barbara](#); [Garza, Bobby](#); [Cavazos, Jazmin](#); [Leffingwell, Lee](#); [Williams, Nancy](#); [Shade, Randi](#)
Subject: best citizen feedback yet on APD blood draws
Date: Thursday, April 02, 2009 8:37:32 AM

"Hey cuz, you tell Adolf Acevedo that only doctors, nurses and phlebotomist DRAW blood. Cops TAKE blood and the only way lil Hitler is going to take my blood is the way he has always done it...with a night stick or a gun!" - Patrick Maldonado

This is a lifelong Austinite who grew up in south Austin, lives in East Austin.... and yes, he is my cousin. Not kidding.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - Please Support Item #34
Date: Thursday, April 02, 2009 8:18:51 AM

Fred,

Thanks for the email. I look forward to a renewed and wonderful Cinco de Mayo at Fiesta Gardens.

Mike

From: [REDACTED]
Sent: Wednesday, April 01, 2009 10:48 PM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - Please Support Item #34

Date/Time Submitted: 2247 hours

From: Fred Cantu, Austin Tejano Democrats

E-mail address: [REDACTED]

Subject: Please Support Item #34

Comments:

Dear Mayor & City Council Members,

Please support Item #34 on this weeks agenda to allocate funding to the Fiestas Patrias. Fiestas Patrias is a non profit organization that has recently reached to many Hispanic groups to try and bring the Cinco de Mayo and Diez y Seis Events back to the Hispanic community.

It is important that the City of Austin recognize that these historical and cultural events have a long history in Austin. Please allow our Hispanic Community to continue this tradition.

Thank you for your support.

Fred Cantu Chair, Austin Tejano Democrats President, Manchaca Estates Neighborhood Assoc.

From: [Martinez, Mike \[Council Member\]](#)
To: [Jane Rivera](#)
Cc: [Moore, Andrew](#); [Garza, Bobby](#); [Morrison, Laura](#); [Rush, Barbara](#)
Subject: RE: Carport
Date: Wednesday, April 01, 2009 8:01:07 AM

Jane,

We haven't heard anything either. Let us look into it.

Mike

From: Jane Rivera [REDACTED]
Sent: Tuesday, March 31, 2009 8:07 PM
To: Martinez, Mike [Council Member]
Cc: Moore, Andrew; Garza, Bobby; Morrison, Laura; Rush, Barbara
Subject: Re: Carport

All, I'm hoping that no news is good news on this issue?
Thanks, Jane
Cell: 971-8304

----- Original Message -----

From: [Martinez, Mike \[Council Member\]](#)
To: [Jane Rivera](#)
Cc: [Moore, Andrew](#) ; [Garza, Bobby](#) ; [Morrison, Laura](#) ; [Rush, Barbara](#)
Sent: Friday, January 02, 2009 7:06 PM
Subject: RE: Carport

Jane and Gilbert,

Sorry to hear about your experience thus far. Please let us get back in the office on Monday and look into this matter. I hope we can find a solution that works for everyone.

Hope you have a very Merry Christmas and a Happy New Year.

Mike

-----Original Message-----

From: Jane Rivera [REDACTED]
Sent: Wed 12/31/2008 2:26 PM
To: Martinez, Mike [Council Member]
Subject: Carport

Councilmember Martinez, Mike,

Gilbert and I would really appreciate your help with a situation in which we find ourselves.

We experienced hail and wind damage to our vehicles and property last April and again in May of this year. After several months working with the insurance company and obtaining bids, we finally completed the repairs in November. We added some personal funds and had some additional work done at the same time, including the addition of an 18' by 18' aluminum cover and four posts over our cars, for which we paid \$3800. The contractor, in good standing with the BBB since 1997, assured us the latter did not require any sort of permit due to its portable nature, and we assumed he knew his business as we always rely on the contractor to know the requirements. He was wrong. We

received a citation the day before Thanksgiving. Here's where it gets interesting. So far, here's who we've met with and what we've learned:

1. I talked to Chris Maldonado, Code Enforcement, who issued the citation. He said the citation was for the carport being put up without a building permit and over the building line (25' set-back). He said that the citation was due to a complaint by a neighbor.
2. We went to Development Assistance and attempted to apply for a permit. We were denied the permit as they said (I didn't write down the names of the two staff we consulted) the carport extends 13 feet into the 25' set-back so we'd need to go to the Board of Adjustment (BOA).
3. We met with Susan Walker, who handles BOA issues, and she confirmed we'd need a variance before we could get a permit. She also looked up the subdivision map and told us we would have to have the building line (25' set-back) vacated on the entire subdivision, which would require the signature of every person in the 14 lot subdivision. We believe we could easily get 12 signatures (one owner owns two lots) but not the one who complained.
4. We met with Daniel Word at Development Assistance, who confirmed that we would require both BOA approval of building over the building line, plus formal vacation and re-platting of the entire subdivision. He recommended we get the vacation done first.
5. We met with Alice Glasco, who used to run the department, who does commercial development consulting. We met with her again with Daniel and Susan. Alice asked why we couldn't go to the Board of Adjustment first, since there is no point in spending money on a replat if the BOA turns down the request for a variance. They agreed we could probably do the things in this order. They again confirmed that the vacation and re-plat was required. This is because the City used to require subdivision plans to include drawn building lines but in 1991 (I think that was the year cited) a new ordinance said that from that point on, subdivision plans would not include drawn building lines but would instead just note in writing the building lines required by the City.
6. Alice referred us to civil engineer Sergio Lozano. We showed him the plat of our property and explained the hardships that had led us to just cover the existing driveway rather than build to the side of the existing 1-car garage (dip in elevation, pooling of water already, increased impervious cover, entry of all house utilities at that point, and possible damage to one of the largest trees on the property, a pecan that's between 10 and 15" in diameter). He said the engineering work would cost us at least another \$3000 and referred us first to consultant Jim Bennett, who also used to run COA development programs.
7. We met with Jim Bennett, and he reviewed everything we had done so far, and agreed we could go to the BOA first. He referred us to Kurt Prossner, who I think is also a civil engineer.
8. We have not been able to meet with Mr. Prossner due to his being out of the office for the Christmas and New Year's holidays, but I talked with him by telephone. He said that if we could possibly find the surveyor who did the original survey, we might be able to do a partial vacancy and re-plat just for our one property that would not require so much money or full approval by all the neighbors. He will see if he can locate the original surveyor, Jerry Pulte, since another surveyor would not be willing to sign off on a partial vacation. Mr. Prossner will be back in his office this coming Monday.
9. We have met with Jose Valdez, a local remodeler, and discussed whether or not we could possibly cut down the size of the cover and move it to the side, where we have all the issues with putting in a permanent concrete foundation. She will be able to get us a concrete specialist and engineer to come review the property next week and see how much it would cost to put in some sort of concrete posts and just crushed stone to reduce the impervious cover and water pooling problems, having to move the utilities, et. al.
10. I had already asked Chris at Code Enforcement if we could put in a cover without a concrete base, and I thought he said we could not.
11. The contractor who put up the cover is on vacation until at least the first full week of January, so even if the cut down and move is possible, we will not be able to begin this process until the middle of the month due to contractor schedules.

The problem is that we don't appear to have gotten any clear answers about what we can legally do. The original cover cost \$3800, which is a lot of money to us and a lot to lose, and we really would like to have additional cover on the front of the house, but we can't afford to borrow thousands more (estimates so far are upwards of \$8,000 for BOA consultant, surveyor, engineer, et.al. excluding City fees) and then still be told that we are not in compliance and will have to just lose everything we've paid.

Here is where we're hoping you can help us. Can you get us some clear answers as to exactly what is permitted and what is not, given our circumstances?

One question we have is, if the Board of Adjustment can approve building a structure over the imaginary building line (i.e., the one that exists in concept but not on a plat map) for a newer subdivision, why cannot the same Board of Adjustment, if they can approve a structure built over the imaginary building line also approve the structure over the building line that does exist on the subdivision plat? This part makes absolutely no sense.

Another question is, does the City truly have some sort of requirement that you must have impervious cover to put up a cover, whether carport or patio?

Thank you in advance for your help.

Jane and Gilbert Rivera

From: [Martinez, Mike \[Council Member\]](#)
To: [Sharon Fortenberry](#); [Acevedo, Art](#)
Cc: [Morrison, Laura](#); [McCracken, Brewster](#); [Leffingwell, Lee](#); [Cole, Sheryl](#)
Subject: RE: Last Night's Forum
Date: Tuesday, March 31, 2009 12:51:44 PM

Hi Sharon,

Thanks for the email. Obviously, this was not a forum put on by my office, or Chief Acevedo. We were both, along with the remaining panel members, invited on behalf of Texas for Accountable Government.

Due to them being the host, you can see who received the most notification. There is nothing that precludes MADD or any other group from conducting their own public input forum in the future and I will be glad to participate in that as well.

Thanks for coming and thanks again for the email.

Mike Martinez

-----Original Message-----

From: Sharon Fortenberry [REDACTED]
Sent: Tue 3/31/2009 11:06 AM
To: Martinez, Mike [Council Member]; Acevedo, Art
Cc: Morrison, Laura; McCracken, Brewster; Leffingwell, Lee; Cole, Sheryl
Subject: Last Night's Forum

Dear Mr. Martinez and Chief Acevedo,

I attended last night's forum on blood draws. A group of us came with an open mind expecting to hear a balanced discussion on the pros and cons on this issue. I was surprised to find decidedly one sided literature on every chair. The forum was obviously filled to capacity with a majority of people who had come not to openly discuss the issue but to control the dialogue. There were people in the audience who wished to be heard, but were unable to express their opinion or ask a question because those who lined up first were allowed to speak at length - often off topic and often making inappropriate and derogatory remarks. While the moderators indicated that the crowd should be respectful their bias was evident and clapping and "high fiving" points supporting their stance undermined creating balance. While both of you and the mother from MADD directly answered the questions that were posed within the time allotted, John spoke as if from a pulpit, sometimes off topic and in a manner which intentionally caused outbursts from the audience.

My purpose in writing today is to suggest the support or nonsupport for the blood draw should not be based on input from forum participants. Their opinions represent one perspective, but the audience was not balanced and opinions of those without an agenda were not represented.

Thank you for your obvious dedication to the betterment of Austin.

Sharon Fortenberry

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Cc: [Moore, Andrew](#); [Garza, Bobby](#)
Subject: RE: Submitted from City Council web site - Professional photography permit
Date: Tuesday, March 24, 2009 10:25:14 AM

Phil,

First time I have heard of this. Let us look into it and we will get back to you. I will say that this doesn't seem appropriate if there is no disruption within the parks system or costs to the city.

Thanks,
Mike

From: [REDACTED]
Sent: Monday, March 23, 2009 12:59 PM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - Professional photography permit

Date/Time Submitted: 1258 hours

From: Phil Brown

E-mail address: [REDACTED]

Subject: Professional photography permit

Comments:

I have just learned that professional photographers must pay the parks department for a permit to take photos in our public parks! I am not a pro, but I am trying locate a good spot for our kids' graduation pix. Surely there is something wrong here! What city ordinance requires this?

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - City Council Salary
Date: Tuesday, March 24, 2009 10:23:27 AM

Jason,

You can find out just as you have done...asking us.

I will certainly entertain a reduction in my own council salary before cutting the core service of public safety.

Thanks for the question.

Mike Martinez

From: [REDACTED]
Sent: Tuesday, March 24, 2009 8:42 AM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - City Council Salary

Date/Time Submitted: 0841 hours

From: Jason

E-mail address: [REDACTED]

Subject: City Council Salary

Comments:

How do I find out which of you are for and against cutting council members salary to help fund police and fire department projects. I feel the cuts are not a good idea and seem a little political at this time.

From: [Martinez, Mike \[Council Member\]](#)
To: [Ott, Marc](#); [Fernandez, Rolando](#)
Cc: [Garza, Bobby](#); [Shaw, Margaret](#)
Subject: RE: My parent's house
Date: Saturday, March 14, 2009 8:34:33 AM

CM Ott,

To be very clear, the loan is a forgivable loan (with certain terms). As long as the resident does not sell or take a second mortgage on the house we will completely forgive the loan. In a case where a resident sells or takes a second mortgage the home owner would only owe the pro-rated principle of the loan.

The terms of forgiveness vary depending upon us building an entire new structure or repairing and remodeling the existing structure.

These policy changes were administered by staff with Council approval in order to prevent the program from being a profiteering venture for home owners within the neighborhood. We felt the program was intended to keep residents in the neighborhood who wanted to stay and provide them the opportunity to live in a new or well maintained home.

In some cases, we built residents completely new homes, and due to not having these policy provisions, the owners sold the homes at a tremendous profit, causing only further gentrification of the neighborhood at a more rapid pace.

Hope the info helps and I am glad to discuss this with you at any time.

Mike

-----Original Message-----

From: Ott, Marc
Sent: Fri 3/13/2009 7:45 PM
To: Fernandez, Rolando
Cc: Martinez, Mike [Council Member]
Subject: Re: My parent's house

Please follow up with the family. Ask Margaret to assist you.

Sent from my iPhone

On Mar 13, 2009, at 10:33 AM, "Fernandez, Rolando" <Rolando.Fernandez@ci.austin.tx.us> wrote:

Status of this one:

As you know, the Holly Neighborhood receives funds from Austin Energy as part of the mitigation for the Holly Energy Plant. I think is about \$1 million a year. Part of the money is used for home rehab loans managed by our NHCD Department.

Past guidelines did not allow the family below to qualify for a loan because their annual income exceed the policy amount. The family also wanted it to be a grant and not a loan program (this opinion is shared by many of the neighborhood residents).

Recently, Margaret Shaw and her staff provided the Neighborhood an update on policy changes to the program to include annual income qualifications. Under this change the family below would qualify for a loan. The program remained and will remain a loan program - the citizen feels differently.

Let me know if you need further information.

Rolando

From: Martinez, Mike [Council Member]
Sent: Friday, March 13, 2009 9:16 AM
To: Ott, Marc
Cc: Garza, Bobby; Fernandez, Rolando
Subject: RE: My parent's house

CM Ott,

My staff and I have been corresponding with Ms. Vasquez for over a year now about this issue. Have Rolando give Bobby a call to fill you in on what has transpired. The short version is that her parents live in the Holly Neighborhood and are eligible for home repairs via the good neighbor program but they do not want to share income information with the city. Which is required to become fully eligible. They simply refuse to comply with the rules of the good neighbor program and want us to repair their home. I believe that city has ruled that the information we have received puts them at an income level that disqualifies them from the program. If something is incorrect or missing from this email, Bobby can certainly fill you in. Thanks

Mike

From: Ott, Marc
Sent: Friday, March 13, 2009 3:11 AM
To: [REDACTED]
Cc: Martinez, Mike [Council Member]; mmackey; Laura & Louis; Louis (louie) Cerda; [REDACTED]; Martinez, Rose Marie
Subject: Re: My parent's house

Ms. Vasquez,

Could you please help me understand why you feel that the city should repair your parent's house? A little more background information would be helpful.

Thank you

Marc

Sent from my iPhone

On Mar 12, 2009, at 9:14 PM, "[REDACTED]" <[REDACTED]> wrote:

Good Evening Mr. Martinez,

I am very disappointed with your staff at this point. I last sent you an email on the 16th of February 2009. I have not heard from you since late December. You asked me to be patient and wait until the holiday's were over and I still have not heard a word from you or your staff regarding my parent's house and the repair's of it. I still fill that the city should repair their house with no income debate or whom is residing in the house with them taking care of them. It is not their felt that they have gotten older and have medical problems to where they have to have their daughter live with them

for a short time to take care of them. This is a part of life to become elderly and possibly have your own children take care of you.

Mom has told me that she has more crack's showing up in their house in the ceiling's and wall's. The floor's are moving more as well.

We really need to hear from you to find out how the city of Austin is going to fix their home. I don't feel that they should have to be given a loan or asked to repay any of the money that would be used to fix their house. They have lived here in the neighborhood for around fifty years and had put up with the plant during all of this time.

Please get back with me as soon as possible on how you are going to help out our parent's. It has been three months since Christmas. Thank you for your time and concerns with our parent's house.

Thanks you,
Donna Vasquez & Sister Mary Mackey
512-789-3140 512-968-1356

From: <[REDACTED]>
[REDACTED]
Sent: Monday, February 16, 2009 4:54 PM
To: city council <mike.martinez@ci.austin.tx.us>
Cc: <[REDACTED]>
; Mary Mackey <[REDACTED]>
Subject: My parent's house

Good Afternoon Mr. Martinez,

I hope that your holiday's were good. I am getting back with you now that all of the holiday's are over. We need to find out what you all are going to do with Mom and Dad's house.

They need to get their house fixed. I have let the last month and half go by and now we need to get back on this matter to get this situation taken care of. Please let us know what plan you have come up with.

Thank you for your time with our parent's home problem's.

Donna Vasquez
512-789-3140
<[REDACTED]>

From: [Martinez, Mike \[Council Member\]](#)
To: ["Ryan Clinton"](#); [Morrison, Laura](#); [Leffingwell, Lee](#)
Cc: [Lorri Michel](#)
Subject: RE: TLAC Policy Points
Date: Thursday, March 12, 2009 11:37:28 AM

Thanks Ryan.

From: Ryan Clinton [REDACTED]
Sent: Thursday, March 12, 2009 11:37 AM
To: Morrison, Laura; Martinez, Mike [Council Member]; Leffingwell, Lee
Cc: Lorri Michel
Subject: TLAC Policy Points

Laura, Mike, and Lee,

I hope that each of you is doing well. Yesterday, Lorri and I met with Randi to discuss TLAC policies and performance. Among the items we discussed were (1) the dramatic success that other communities have continued to achieve by implementing the 10-step No Kill Equation, (2) a statistical response to the shelter management's recent claims of success, and (3) ways to reduce killing at TLAC, both large and small (including a few quick, simple, and revenue-neutral items).

We provided Randi with a two-page memo highlighting these points. After meeting with Randi, Lorri and I both felt that each of you might also be interested, so I'm attaching our short memo to this e-mail for your review.

As always, we would be happy to meet with you to provide additional information on these points or any other animal-welfare matter.

Warmest regards,
Ryan

--

Give Austin's Homeless Pets a Chance at Life
www.FixAustin.org

From: [Martinez, Mike \[Council Member\]](#)
To: "Mike Heiligenstein"; Angelique S-Haseley; Bill Chapman; Cecilia Martinez; Charles Murphy; Cynthia Harris; Everett M. Owen; Gretchen Nagy; Mario Espinoza; Mary Clinton; Melissa Hurst; Ron Fagan; Steve Pustelnyk; Tom Nielson; Wesley Burford
Cc: Everett M. Owen; Richard Ridings; Ploch, Eric; Barbara Francis; David Singleton; Henry Gilmore; [REDACTED]; Julia Pearson; lowellebermann@yahoo.co; Naomi Miller; Nikelle S. Meade; [REDACTED]; Cynthia Long - Commissioner Precinct 2; Dan Gattis - Judge; Lisa Birkman - Commissioner Precinct 1; Ron Morrison - Commissioner Precinct 4; Valerie Covey - Commissioner Precinct 3; Karen Huber - Commissioner Precinct 3; Margaret Gomez - Commissioner Precinct 4; Ron Davis - Commissioner Precinct 1; Samuel T. Biscoe - Judge; Sarah Eckhardt - Commissioner Precinct 2; McCracken, Brewster; Morrison, Laura; Leffingwell, Lee; Shade, Randi; Cole, Sheryl; Wynn, Will; Alan & Amy Bass (CB-Q); Alan Bass (CB-Q); Amy Weaver (CB-K); Ann O'Malley (CB-L); Bob Weaver (CB-K); Carra Myers (CB-F); Chris Marco (CB-C & I); Colleen Kennedy; Debbie Webre (CB-P); Glenn Deitiker (CB-BH); James Wood (CB-J); Jerry Atkinson (CB-M); John Parten (CB-M); Johnny Webre (CB-P); Lisa Heiligenstein (CB-D); Melinda Rose (CB-A); Michael and Susan Hoover (B); Pat Atkinson; Robert Kennedy (CB-N); Susanne Marco (CB-C & I); Suzanne Hartman (CB-O); Vicki Andrews (CB-F); Wayne Rose (CB_A); Will & Anne Britt
Subject: RE: Appointment of DD
Date: Tuesday, March 10, 2009 4:54:14 PM

Congrats Mario

From: Mike Heiligenstein [REDACTED]
Sent: Tuesday, March 10, 2009 4:43 PM
To: Angelique S-Haseley; Bill Chapman; Cecilia Martinez; Charles Murphy; Cynthia Harris; Everett M. Owen; Gretchen Nagy; Mario Espinoza; Mary Clinton; Melissa Hurst; Mike Heiligenstein; Ron Fagan; Steve Pustelnyk; Tom Nielson; Wesley Burford
Cc: Everett M. Owen; Richard Ridings; Ploch, Eric J; Barbara Francis; David Singleton; Henry Gilmore; [REDACTED]; Julia Pearson; [REDACTED]; Naomi Miller; Nikelle S. Meade; [REDACTED]; [REDACTED]; Cynthia Long - Commissioner Precinct 2; Dan Gattis - Judge; Lisa Birkman - Commissioner Precinct 1; Ron Morrison - Commissioner Precinct 4; Valerie Covey - Commissioner Precinct 3; Karen Huber - Commissioner Precinct 3; Margaret Gomez - Commissioner Precinct 4; Ron Davis - Commissioner Precinct 1; Samuel T. Biscoe - Judge; Sarah Eckhardt - Commissioner Precinct 2; McCracken, Brewster; Morrison, Laura; Leffingwell, Lee; Martinez, Mike [Council Member]; Shade, Randi; Cole, Sheryl; Wynn, Will; Alan & Amy Bass (CB-Q); Alan Bass (CB-Q); Amy Weaver (CB-K); Ann O'Malley (CB-L); Bob Weaver (CB-K); Carra Myers (CB-F); Chris Marco (CB-C & I); Colleen Kennedy; Debbie Webre (CB-P); Glenn Deitiker (CB-BH); James Wood (CB-J); Jerry Atkinson (CB-M); John Parten (CB-M); Johnny Webre (CB-P); Lisa Heiligenstein (CB-D); Melinda Rose (CB-A); Michael and Susan Hoover (B); Pat Atkinson; Robert Kennedy (CB-N); Susanne Marco (CB-C & I); Suzanne Hartman (CB-O); Vicki Andrews (CB-F); Wayne Rose (CB_A); Will & Anne Britt
Subject: Appointment of DD

To all staff:

It has been years in the making, and under consideration, to hire or appoint a deputy director for the CTRMA. This has actually been a Board budgeted position for several years, but due to delays in projects or to considerations of financial issues, I have demurred.

As you probably know, I recently posted the position for consideration by the general public and internally. I believe the timing is right for several reasons, not the least of which is the upcoming workload that presents itself, and the need to provide me with a deputy that would serve as an important extension of my office. While consideration was given to several external candidates, I have chosen not to disturb the unique balance we now have on the team, and to promote from within the agency. To that end, I am now announcing that Mario Espinoza will become, effective immediately, the Deputy Director of the CTRMA. This of course carries with it all the rights (of which there are few) and responsibilities (of which there are many) of being the face of the agency in my stead. If you take something to Mario that needs my attention, know that he (and by extension – you) will get all due consideration.

Directors Pustelnyk, Fagan, and Burford will report directly to Mario. Mario will also manage Gretchen and the activities of the office. He will also manage the blossoming HR department: Angelique will report her HR duties to Mario. All directors will be encouraged to continue to see my door as an "open door", and Tom and Bill will continue to report directly to me.

I will be replacing Mario's position in due course after consideration is given to revamping the job duties. Any input on this is appreciated.

Join me, in all seriousness, in congratulating Mario on his promotion to Deputy Director of the CTRMA. We are a great team, and will only get better by this action.

Mike

*Mike Heiligenstein
Executive Director
Central Texas Regional Mobility Authority
301 Congress, Ste 650
Austin, TX 78701
(512) 996-9778
(512) 996-9784 (fax)*

From: [Martinez, Mike \[Council Member\]](#)
To: ["William C. Bednar"](#); [McCracken, Brewster](#); [Morrison, Laura](#); [Leffingwell, Lee](#); [Shade, Randi](#); [Cole, Sheryl](#); [Wynn, Will](#)
Cc: [Bobby Ray](#); [Lloyd, Brent](#); [McNabb, Dan](#); [Klesel, Donald](#); [Zapalac, George](#); [Guernsey, Greg](#); [McDonald, John](#); [Haught, Kathy](#); [Barba, Leon](#); [Ott, Marc](#); [Valenti, Margaret](#); [Sandoval, Marie](#); [Edwards, Sue](#); [Benavidez, Sylvia](#); [Craig, Victoria](#); [Li, Victoria J](#)
Subject: RE: Complaint to City Council - 3417 Cedar St.
Date: Tuesday, March 10, 2009 3:19:54 PM

Mr. Bednar,

The action you request was taken by council last year and we will look into this and find out what is going on with regard to this project.

Thanks for your email and diligence.

Mike

From: William C. Bednar [mailto:[\[REDACTED\]](#)]
Sent: Tuesday, March 10, 2009 2:47 PM
To: [McCracken, Brewster](#); [Morrison, Laura](#); [Leffingwell, Lee](#); [Martinez, Mike \[Council Member\]](#); [Shade, Randi](#); [Cole, Sheryl](#); [Wynn, Will](#)
Cc: [Bobby Ray](#); [Lloyd, Brent](#); [McNabb, Dan](#); [Klesel, Donald](#); [Zapalac, George](#); [Guernsey, Greg](#); [McDonald, John](#); [Haught, Kathy](#); [Barba, Leon](#); [Ott, Marc](#); [Valenti, Margaret](#); [Sandoval, Marie](#); [Edwards, Sue](#); [Benavidez, Sylvia](#); [Craig, Victoria](#); [Li, Victoria J](#)
Subject: Complaint to City Council - 3417 Cedar St.

Attached is another outrageous "remodeling" case. Please help us!



William C. Bednar

Law Office of William C. Bednar
1706 West 6th Street
Austin, TX 78703
(512) 494-1177
(512) 494-1188 fax
[\[REDACTED\]](#)

_____ Information from ESET NOD32 Antivirus, version of virus signature database 3924 (20090310) _____

The message was checked by ESET NOD32 Antivirus.

<http://www.eset.com>

From: [Martinez, Mike \[Council Member\]](#)
To: [Ott, Marc](#)
Cc: [Browder, Leslie](#); [Garza, Bobby](#)
Subject: Firefighters Pension Bill
Date: Tuesday, March 10, 2009 11:33:50 AM

Marc, bellow is a summary of the proposed legislative changes to the Firefighter Pension statute. Again, I am not aware of any changes in this bill that would cause a fiscal impact to city of Austin, nor would I support such at this time. let me know if you have any further questions.

Mike

austin fire fighters relief & retirement fund

Proposed Legislation for 2009

Background and Purpose

In the on-going administration of the Austin Fire Fighters Relief and Retirement Fund (the "Fund), the Fund often comes across various issues in plan administration that need to be addressed by changes to its governing statute (Article 6243e.1, Vernon's Texas Civil Statutes). The purpose of this legislation is to "clean-up" and enhance certain provisions within the governing statute.

A complete summary of each proposed change to the statute, and the purpose behind each such change, is set forth below. The more significant issues addressed include: (1) providing additional flexibility for the Board in the granting of a cost-of-living adjustment (COLA) for retirees, (2) incorporating a prudent investor standard with respect to the investment of plan assets, and (3) providing a requirement that the Board adopt an investment policy.

This legislation has the support of the Fund, the City of Austin, the Austin Fire Fighters Association (Local 975), and the Austin Retired Fire Fighters Association. In addition, this legislation has no fiscal impact on the State or the City of Austin.

Point-by-Point Summary

The section references below refer to the relevant sections in the Fund's governing statute.

▪ Section 1.02(12) and 7.02(b)–

Add definition of "spouse" to permit spouse through common law marriage only if evidenced by Declaration of Informal Marriage filed with court

Purpose: To help avoid costly beneficiary benefit disputes due to claims of common law marriage.

▪ Section 2.03—Change dates during which

nominations for Board position elections may be submitted from October 1st-15th to September 1st-15th

Purpose: To provide more time for member and retiree voters to make informed decision before election in November.

- **Section 2.11**—Expand rulemaking authority to allow for changes to maintain qualified plan status under the Internal Revenue Code

Purpose: To provide more flexibility in satisfying IRS plan qualification requirements.

- **Section 2.13**—Provide for Confidentiality of Member Information

Purpose: To incorporate existing State law requirements with respect to confidential personal information to ensure application to retirement plan information.

- **Section 5.04(b)**—Place limits on ability to adjust multiplier for benefit formula

Purpose: To ensure that a reserve for cost-of-living adjustments (COLAs) exists before increasing the benefit structure under the Fund. The inability to provide COLAs is one of the significant issues facing the Fund and its retirees. This provision will help ensure that if and when surplus funds are available, such funds may not be applied to increase in benefits at the expense of COLA adjustments.

- **Section 5.04(b)**—Provide flexibility with respect to the different groups (active members, retirees, future members) who could be affected by change to benefit multiplier

Purpose: To provide the Fund greater flexibility in adjustment of its benefit structure in order to address potential funding issues. Currently, any change to the benefit structure, where an increase or decrease in benefits, must be applied across all groups mentioned above. If the Fund was ever forced to reduce benefits to address funding issues, such reduction would likely need to be limited to future employees due to Texas constitutional protections. The existing language would not allow the Fund to limit application of the benefit reduction in such a manner, thereby hindering the Board's ability to address significant funding issues.

- **Section 9.04**—Change structure of Costs-of-Living Adjustment. These changes would include:

- ▶ Retirees and survivors are now entitled to an automatic COLA up to full increase in the Consumer Price Index for All Urban Consumers (CPIU). Currently, retirees and survivors are only entitled to a 1% COLA.
- ▶ The amount of the COLA will be reduced to the extent such COLA or portion thereof would jeopardize “financial stability of the fund.” This ensures that the COLA will not have an adverse cost impact on the Fund.
- ▶ The changes also provide clarification as to the determination of “financial stability” with respect to the consideration of future COLA adjustments.
- ▶ The Board will have greater flexibility as to allocation and form of COLA.
- ▶ The Board will retain power to make ad hoc or discretionary COLAs in excess of CPIU if such increases will not jeopardize financial stability of the Fund.

Purpose: To provide for more flexibility with respect to COLAs and for possible increases in available COLA amounts, without jeopardizing financial stability of the Fund. As stated above, the inability to provide COLA for retirees is one of the more significant issues facing the Fund. These changes address areas that have hindered the ability of the Board to provide COLAs, even when adequate funds are available.

▪ **Section 11.01**—Adopt “prudent” investor standard for Fund investments

Purpose: To adopt more modern investment standard that is in line with most State public retirement system and incorporates existing fiduciary standards. Another significant issue that faces the Fund is its inability to diversify in line with modern portfolio theory due to statutory limitations. Such limitations adversely impact rates of return, as well as the Fund’s actuarial valuations. The change to a prudent investor standard will alleviate these issues and place fiduciary responsibility for investment clearly on the Board .

▪ **Section 11.03**--Adopt investment policy requirement

Purpose: To allow more control, flexibility and oversight with respect to limitations on allocation of investments by requiring the Board of Trustees to develop and maintain an investment policy. Currently, the limits for various for asset allocations are set forth in the statute and require rigid compliance, whether or not such compliance is deemed prudent by the Board of Trustees or otherwise is

in the best interest of the Fund. By moving these allocation limits from the statute to an investment policy, the Fund will be more in line with other public retirement systems in the State, and the Trustees will have more flexibility with respect to asset allocations, as well as more fiduciary responsibility for oversight of such allocations.

5423798v.2

From: [Martinez, Mike \[Council Member\]](#)
To: [Larry Akers](#); [Morrison, Laura](#)
Subject: RE: permitting ordinance for outdoor music venues
Date: Monday, March 09, 2009 1:00:48 PM

Got em both Larry.

Thank you very much.

Mike

From: Larry Akers [REDACTED]
Sent: Monday, March 09, 2009 1:00 PM
To: Morrison, Laura; Martinez, Mike [Council Member]
Subject: permitting ordinance for outdoor music venues

Laura, Mike,

I just wrote to the whole Council recommending adoption of this ordinance. I want to thank you two in particular for advancing it and wish you consensus in its passage. It is sometimes hard to know which is louder and more disruptive, the noise from the venues or the fights about the noise. This should bring some reasonable order and fairness to the discussion.

Larry Akers

From: [Martinez, Mike \[Council Member\]](#)
To: [Ott, Marc](#); [Wynn, Will](#); [Cole, Sheryl](#); [Morrison, Laura](#); [Shade, Randi](#); [McCracken, Brewster](#); [Leffingwell, Lee](#)
Cc: [McDonald, Michael \[APD\]](#)
Subject: RE: Response to Fire Department Budget Cuts Suggestions
Date: Thursday, March 05, 2009 7:53:24 PM

Thanks Marc,

I agree that Wellness and Safety are very high priorities. But it just doesn't make sense to invest in the health, wellness and safety of our firefighters while sending them to work on a fire truck with substandard staffing and placing them and our citizens at greater risk. I believe we can find a healthy and reasonable balance among our many priorities.

I look forward to continuing the work to find the savings necessary without undoing a unanimously adopted policy by council.

Thanks,
Mike

From: Ott, Marc
Sent: Thursday, March 05, 2009 7:42 PM
To: Martinez, Mike [Council Member]; Wynn, Will; Cole, Sheryl; Morrison, Laura; Shade, Randi; McCracken, Brewster; Leffingwell, Lee
Cc: McDonald, Michael [APD]
Subject: Response to Fire Department Budget Cuts Suggestions

From: [Martinez, Mike \[Council Member\]](#)
To: [Edwards, Sue](#)
Cc: [Dave Sullivan](#); [Wynn, Will](#); [Bailey, Rich](#); [Brad Ste](#); [McCracken, Brewster](#); [Garza, Bobby](#); [May, Rachel](#)
Subject: RE: non-SXSW events in trouble?
Date: Thursday, March 05, 2009 6:06:14 PM

Can we get a response please.

Mike

From: Dave Sullivan [REDACTED]
Sent: Thursday, March 05, 2009 5:36 PM
To: Wynn, Will; Bailey, Rich; Brad Stein; McCracken, Brewster; Martinez, Mike [Council Member]; Garza, Bobby; May, Rachel
Subject: non-SXSW events in trouble?

Mayor, Mayor Pro Tem, Council-member Martinez, Mr Bailey, Mr. Garza, Ms May Proctor, and Mr. Stein

I have heard from a third person concerned that the City may come down too hard on folks trying to hold music events during Spring Break that are not official SXSW events. I love SXSW and I support the City helping out by closing streets, waiving fees, and relaxing noise limits. However, I also strongly support the many other non-SXSW events that happen on S. Congress, Lamar, North Loop, Barton Springs Road, E. 7th, and elsewhere that go on during the same period. These events all add to the overall spring-festival flavor and cater to local folks not interested in paying a lot for a badge or wristband.

First I heard a city venue (Waterloo Park) booked for a private event last year had been reserved by SXSW this year. Second, I heard that a 10-day advance permit application would be needed for any music events, which had not been needed in the past and which would surprise anyone who applied a week in advance but too late. (I have been told that this will now be relaxed over Spring Break, which I hope is true.) Yesterday I heard a new complaint that off-site parking would be needed for any special event permit, again something not required before. This is silly to me, since Spring Break is a period when 10s of 1000s of persons leave town for vacation leaving tons of excess parking on our streets. If we are going to relax noise limits, why not relax parking requirements?

I am as pro-neighborhood as the next public official, and if some particular neighborhood with a nursing home, hospital, or some other sensitive population is going to be seriously troubled by a music event, then I would support event prohibition. However, I am concerned that some well-intentioned individuals may be over-reacting to some minor concerns. I am hopeful that someone in authority can look into whether an excessively-heavy-handed approach is being taken.

Thanks!!!

Dave Sullivan
minor public official and major music lover

From: [Martinez, Mike \[Council Member\]](#)
To: [Levinski, Robert](#); [Garza, Bobby](#)
Cc: [Morrison, Laura](#)
Subject: RE: Noise ordinance
Date: Thursday, March 05, 2009 4:51:49 PM

Laura,

When you and I spoke on the phone last night we spoke in general terms about notifying the neighborhood association even if there was no SF within 600ft and I was completely in agreement. But what we didn't discuss and what I have found out today is that the "notification" as is currently being proposed by Bobby L. would created an interested party status and appeal process all the way up to council. And that is not something I can support. I am good with informing our community but in an area like downtown Austin where there are multiple groups and people that would have to be notified and we would end up with many permits ending up in council that should not have to come to council. At least, I don't think they should have to come to us if at all possible to avoid.

Thanks,
Mike

From: Levinski, Robert
Sent: Thursday, March 05, 2009 4:40 PM
To: Garza, Bobby
Cc: Morrison, Laura; Martinez, Mike [Council Member]
Subject: Noise ordinance

Bobby,

Thanks for continuing to work with us on this. We're almost there and on the last issue, but I think we need to kick it up to Mike and Laura.

The right of appeal by a registred neighborhood organization is neccessary. The main reason why Laura was fine with limiting the notification and appeal rights for multi-family dwellers was that the neighborhood organization could represent them. I understand the need for predictability in the permitting process, and I do not believe allowing a neighborhood the right to register as an interested party will hinder that at all. In every part of our code where there are interested parties, neighborhood organizations are included. It's actually pretty standard.

Bobby

From: [Martinez, Mike \[Council Member\]](#)
To: [Duncan, Roger](#); [Ott, Marc](#)
Cc: [Duncan, Roger](#); [Garza, Bobby](#); [Moore, Andrew](#)
Subject: RE: Submitted from City Council web site - CITY OF AUSTIN
Date: Thursday, March 05, 2009 10:22:01 AM

Thanks Roger.

From: Bonee, Lucy [mailto:Lucy.Bonee@austinenergy.com] **On Behalf Of** Duncan, Roger
Sent: Thursday, March 05, 2009 10:18 AM
To: Ott, Marc; Martinez, Mike [Council Member]
Cc: Duncan, Roger; Garza, Bobby; Moore, Andrew
Subject: RE: Submitted from City Council web site - CITY OF AUSTIN

All, we are looking into this matter. Kerry Overton – Deputy GM will respond to the citizen.

Sincerely,
Lucy Bonee - Executive Assistant
Austin Energy www.austinenergy.com
O. 512-322-6569 E. lucy.bonee@austinenergy.com

From: Ott, Marc [mailto:Marc.Ott@ci.austin.tx.us]
Sent: Thursday, March 05, 2009 9:47 AM
To: Martinez, Mike [Council Member]
Cc: Duncan, Roger; Garza, Bobby; Moore, Andrew
Subject: Re: Submitted from City Council web site - CITY OF AUSTIN

Yes.

Roger, please follow up.

Thanks,

Marc

From: Martinez, Mike [Council Member]
To: Ott, Marc
Cc: Duncan, Roger; Garza, Bobby; Moore, Andrew
Sent: Thu Mar 05 09:24:16 2009
Subject: FW: Submitted from City Council web site - CITY OF AUSTIN
Can we please get a response to this citizen as soon as possible....and to council.

Thanks,
Mike

From: [REDACTED]
Sent: Wednesday, March 04, 2009 10:15 PM
To: CityPIO, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - CITY OF AUSTIN

Date/Time Submitted: 2214 hours

From: RALPH HINOJOSA

E-mail address: [REDACTED]

Subject: CITY OF AUSTIN

Comments:

I was at Genie Carwash today and noticed a "CITY OF AUSTIN Austin Energy" truck pull in for a carwash and "hand wax"? Plate number 206-499 truck number 05B027 why am I paying for this?

From: [Martinez, Mike \[Council Member\]](#)
To: [Ott, Marc](#)
Cc: [McDonald, Michael \[APD\]](#); [Morrison, Laura](#)
Subject: Fire Department Budget Cuts
Date: Wednesday, March 04, 2009 4:35:43 PM

Cm Ott, I spoke with Council Member Morrison about your conversation with her. Here are some suggested areas within the fire department that I believe we cut and restore staffing.

- 1. the way we calculate overtime now that we are not under contract is a huge savings. It's a long explanation but the bottom line is that without the contract the city pays less in overtime to firefighters on a daily basis. EMS calculated \$400K in department savings by this recalculation of their overtime.**
- 2. LBJ Fire Academy (\$300K) this is a job training program for High School Kids that should be funded from EGRSO. It's economic development. This is paid out of the fire department budget. Shift the costs to Austin Energy, replace staffing and you still have \$100K left over.**
- 3. Our wellness program has an annual budget of \$1.8mil. We could shave some of this budget until funds can be restored and replenish staffing.**
- 4. We also have a safety program that costs \$906K each year. This program implements safety measure and policies to make operations safer. Again, shave this fund until it can be restored and replenish staffing.**

**Thanks,
Mike**

From: [Martinez, Mike \[Council Member\]](#)
To: [Renée Vaughan](#); [Robin Schneider](#)
Cc: [Morrison, Laura](#); [Acevedo, Art](#); [Wynn, Will](#); [Cole, Sheryl](#); [Leffingwell, Lee](#); [McCracken, Brewster](#); [Shade, Randi](#); [Ott, Marc](#); [Watson, Matt](#)
Subject: RE: Austin Police Officer stopped a TCE canvasser without cause but says "what do we expect sending a black guy into a white neighborhood"
Date: Monday, March 02, 2009 8:46:01 AM

Has anyone called Harrington to ask for his take on this. I am sure he has some good info that might help us all.

-----Original Message-----

From: Renée Vaughan [REDACTED]
Sent: Monday, March 02, 2009 8:44 AM
To: Robin Schneider
Cc: Morrison, Laura; Acevedo, Art; Wynn, Will; Cole, Sheryl; Martinez, Mike [Council Member]; Leffingwell, Lee; McCracken, Brewster; Shade, Randi; Ott, Marc; Watson, Matt
Subject: Re: Austin Police Officer stopped a TCE canvasser without cause but says "what do we expect sending a black guy into a white neighborhood"

Hello all--

I am dealing with three tickets from the DFW area for canvassers right now--one of them for me! How does one go about filing a complaint? I have already requested trials by jury and motioned for dismissals, and would very much like to formally complain!
Renee

Robin Schneider wrote:

- > Folks -
- >
- > I wanted you all to know that Austin Police Officers have yet again
- > infringed on the free speech rights of activists. We are filing
- > complaints on this matter and want to see action to rectify the
- > situation.
- >
- > Robin Schneider
- >
- > To: Memo to File
- > By: Collin Young
- > Date: February 27, 2009
- > Re: Austin Police Officer Stopping a Canvasser from Protected Free
- > Speech Activities
- >
- > I was initially contacted by TCE organizer Anthony Coker at
- > approximately 4:15 pm on February 27, 2009. Coker said that there was
- > a woman who had been following him down the street, yelling at him and
- > telling him he had better leave, she had called the cops. As he was on
- > the phone with me, Officer T. Myers (Badge Number 2012) pulled up, and
- > told Anthony he needed to stop canvassing, and told him he would give
- > him a ride anywhere he needed to go. At this point I was given the
- > phone to speak to Officer Myers.
- >
- > I asked Officer Myers what the situation was. He told me there had
- > been several calls and that we needed to get Anthony out of the area.
- > I told him I appreciated the concern, but that we had a job to do and
- > needed Anthony to continue to knock on doors. He told me he would
- > advise that Anthony leave, that his presence was clearly bothering
- > people. I told him I understood, but if we removed ourselves every
- > time someone was unhappy with our being there, it would be impossible
- > for us to organize in communities. He responded saying Anthony needed

> to leave. I told him that this was a constitutionally protected right,
> and that he had every right to be knocking on doors. The officer
> responded that may be, but that would be something the courts would
> have to deal with months from now, that he was more concerned with
> things today. I told him according to protocol I needed to know that
> if Anthony continued to canvass, would he be ticketed or arrested. At
> this point the officer danced around the question, asking me if I
> didn't care about my employee and that it would be easier if he just
> left. He also commented that what did I expect would happen, sending a
> black guy into a white neighborhood. He said he was just looking out
> for Anthony and what was best for everybody. I told him I needed to
> have Anthony continue to do his job, unless it would put him in harm's
> way by getting ticketed or arrested. He told me he could arrest him,
> he had reason to suspect an arrestable offense, attempted burglary. I
> told him that was ridiculous, to which he said he didn't think that
> had happened, which is why he just wanted to get Anthony to leave. So,
> I again asked him very simply that if he continued, would he be
> arrested. He answered that it wasn't a fair question, but that he
> could. So, I told him I understood his position, and that it was
> unfortunate that he was in it, but that did not change the fact that I
> was asking him a very simple question. So, I again asked him would he
> be arrested. Finally, he stated that yes, he would be arrested, and
> that he would give Anthony his name and badge number per our request.
>
> At this point I told Anthony to stop canvassing, that his Field
> Manager would be there to pick him up, and to just stay put for the
> time being. I came to find out later, that the officer would not even
> let Anthony wait for his ride, that he made him get in the squad car
> and dropped him off at a Whataburger to get picked up. A TCE field
> manager met him at the Whataburger and took him to another area to
> canvass for the rest of the shift.
>
> Also, this was a conversation that was about ten minutes long, so this
> is a very condensed version of what was said, however, the main points
> are all documented.
>
> This occurred in the Brodie and Slaughter area.
>
>

From: [Martinez, Mike \[Council Member\]](#)
To: [Rush, Barbara](#); [Bier, Marti](#); [Garza, Bobby](#); [Shade, Randi](#)
Cc: [Levinski, Robert](#); [Morrison, Laura](#)
Subject: Re: Animal Resolution-shelter.doc
Date: Friday, February 27, 2009 12:47:00 PM

Agreed

From: Rush, Barbara
To: Martinez, Mike [Council Member]; Bier, Marti; Garza, Bobby; Shade, Randi
Cc: Levinski, Robert; Morrison, Laura
Sent: Fri Feb 27 12:46:32 2009
Subject: RE: Animal Resolution-shelter.doc

Since it's 12:45 on Friday, that's probably a good idea.
barb

From: Martinez, Mike [Council Member]
Sent: Friday, February 27, 2009 12:45 PM
To: Rush, Barbara; Bier, Marti; Garza, Bobby; Shade, Randi
Cc: Levinski, Robert; Morrison, Laura
Subject: Re: Animal Resolution-shelter.doc

I'm fine with taking more time and possibly posting for the next meeting as opposed to next week.

Thanks guys,
Mike

From: Rush, Barbara
To: Bier, Marti; Martinez, Mike [Council Member]; Garza, Bobby; Shade, Randi
Cc: Levinski, Robert; Morrison, Laura
Sent: Fri Feb 27 12:31:31 2009
Subject: RE: Animal Resolution-shelter.doc

Marti,
According to Bobby L, a cost analysis was never done for new vs. current location. For more details he suggested you call Heidi, who was very involved in all that at the time.
Barbara

From: Bier, Marti
Sent: Friday, February 27, 2009 10:35 AM
To: Martinez, Mike [Council Member]; Garza, Bobby; Shade, Randi
Cc: Levinski, Robert; Rush, Barbara; Morrison, Laura
Subject: RE: Animal Resolution-shelter.doc

Resolved "C" seems to be simply be re-opening the debate on whether to move the shelter or not, which I don't think Randi is interested in doing.

Marti

Marti Bier

Policy Aide

Office of City Council Member Randi Shade

512-974-2255 (phone)

512-974-1888 (fax)

<http://www.ci.austin.tx.us/council/shade.htm>

From: Martinez, Mike [Council Member]

Sent: Friday, February 27, 2009 10:32 AM

To: Garza, Bobby; Bier, Marti; Shade, Randi

Cc: Levinski, Robert; Rush, Barbara; Morrison, Laura

Subject: RE: Animal Resolution-shelter.doc

Randi and I spoke last night and I let her know that the resolve is really what is critical to doing this because this is where the misinformation lies.

It's still just a briefing and suggestion for option but I want to leave the specifics in there to make sure these critical questions get answered. It doesn't preclude the CM to offer any other info in his briefing.

From: "Bier, Marti" <Marti.Bier@ci.austin.tx.us>

Date: February 27, 2009 9:59:35 AM CST

To: "Garza, Bobby" <Bobby.Garza@ci.austin.tx.us>

Cc: "Moore, Andrew" <Andrew.Moore@ci.austin.tx.us>, "Levinski, Robert" <Robert.Levinski@ci.austin.tx.us>, "Rush, Barbara" <Barbara.Rush@ci.austin.tx.us>

Subject: Animal Resolution-shelter.doc

Hey guys,

This is my suggested cut. Randi would like to respond to the animal folks by calling for a briefing from staff updating us on the status of the move, and the plans for the new shelter since we haven't heard in a long time. I think it'd also be appropriate to add a part that calls for space for public comment. Laura has expressed interest in adding some detail back to the therefore part...if one of you wants to take a stab at adding some more detail back please do and send it back around.

Thanks,
Marti

RESOLUTION NO.

WHEREAS, the City of Austin has adopted Proposition #7 in the November 2006 Bond Election to invest \$12,000,000 in

animal welfare; and

WHEREAS, the new animal shelter that is under design to be located in ~~East Austin~~ at the current City of Austin Health and Human Services Campus on Airport Blvd. and HWY 183; and

WHEREAS, there was much community discussion regarding, ~~debate and disagreement in the location, design and final build out;~~ and

WHEREAS, it would be helpful for citizens, new management staff and council members to review the current status and plans for the new facility;

~~conflicting and confusing information continues to come from staff and citizens alike, including not having any information regarding specific questions from citizens regarding key issues with core services that are to be provided at the new facility;~~ and

WHEREAS, ~~it is only in the best interest of the citizens, new management staff, council members and the animals that this project be fully vetted and all ambiguities completely cleared;~~ and

WHEREAS, ~~it is also prudent to consider all potential option in light of current economic conditions that will not improve in the near future and severely impact the ability to cover operations and maintenance costs for an animal welfare facility;~~

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

The City Manager is directed to provide a full briefing to council on April 2, 2009 updating the public and council on all matters relating to the design and potential build out of the new animal shelter; ~~specifically but not limited to:~~

-

- a. detailing the increase/decrease of "adoption" kennels and "stray" kennels, both in square footage and numbers, and other services in the new design and present architectural design and plans for the required adoption center at the Cesar Chavez site; and
- b. the potential for an incinerator on the East Austin site and its potential impacts on the community and neighbors. and
- c. evaluate the potential cost savings in operations and maintenance as well as construction with options to cease further design and construction at the East Austin facility and further evaluate rebuilding at the existing location on Cesar Chavez with the \$12,000,000 in bond money granted by the citizens, and other potential recommendations.

ADOPTED: _____, 2009

ATTEST: _____

Shirley A. Gentry

City Clerk

From: [Martinez, Mike \[Council Member\]](#)
To: [Rush, Barbara](#); [Bier, Marti](#); [Garza, Bobby](#); [Shade, Randi](#)
Cc: [Levinski, Robert](#); [Morrison, Laura](#)
Subject: Re: Animal Resolution-shelter.doc
Date: Friday, February 27, 2009 12:44:31 PM

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Date: February 27, 2009 9:59:35 AM CST
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Cc: "Moore, Andrew" <Andrew.Moore@ci.austin.tx.us>, "Levinski, Robert" <Robert.Levinski@ci.austin.tx.us>, "Rush, Barbara" <Barbara.Rush@ci.austin.tx.us>
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recommendations.

ADOPTED: , 2009

ATTEST: _____

Shirley A. Gentry

City Clerk

From: [Martinez, Mike \[Council Member\]](#)
To: [Leffingwell, Lee](#); [Schooler, Larry](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#); [Williams, Nancy](#)
Subject: RE: adelaide release--please review
Date: Thursday, February 26, 2009 7:02:20 PM

Of course it does...there's not a typo in our quote

-----Original Message-----

From: Leffingwell, Lee
Sent: Thursday, February 26, 2009 7:02 PM
To: Schooler, Larry; Martinez, Mike [Council Member]
Cc: Garza, Bobby; Moore, Andrew; Williams, Nancy
Subject: RE: adelaide release--please review

Looks good to me.
LL

-----Original Message-----

From: Schooler, Larry
Sent: Thursday, February 26, 2009 7:00 PM
To: Martinez, Mike [Council Member]; Leffingwell, Lee
Cc: Garza, Bobby; Moore, Andrew; Williams, Nancy
Subject: RE: adelaide release--please review

Good catch. Fixed. Thanks.

Larry Schooler
Policy Director
Council Member Lee Leffingwell

-----Original Message-----

From: Martinez, Mike [Council Member]
Sent: Thu 2/26/2009 6:57 PM
To: Schooler, Larry; Leffingwell, Lee
Cc: Garza, Bobby; Moore, Andrew; Williams, Nancy
Subject: RE: adelaide release--please review

Typo in my quote between the words For and Plight

-----Original Message-----

From: Schooler, Larry
Sent: Thursday, February 26, 2009 6:50 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]
Cc: Garza, Bobby; Moore, Andrew; Williams, Nancy
Subject: adelaide release--please review

For immediate release
February 27, 2009

Contact: Larry Schooler, Office of Council Member Lee Leffingwell, (512) 974-2260 Andy Moore or Bobby Garza, Office of Council Member Mike Martinez, (512) 974-2264

Austin City Council Members Seek To Help Sister City Adelaide, Australia

Austin City Council Members Lee Leffingwell and Mike Martinez spoke with the Right Honorable Lord

Mayor of Adelaide, Australia, Michael Harbison, on Thursday evening (local time) to convey concern and sympathy for Australia's battle with massive wildfires.

"Our thoughts are with you, especially as our sister city—we certainly want to extend our sympathies and hope things turn out for the best for you," said Council Member Leffingwell, a member of the city of Austin's Public Safety Task Force. As the son of a firefighter, Leffingwell said he had some idea of the problems Australia is facing; Martinez, a former firefighter, echoed that sentiment.

"We wanted to call and express well-wishes to your community and sympathy for plight you are going through, and extend our offer to do anything we can to help our sister city," said Martinez, the chairman of the city of Austin's Public Safety Task Force.

Adelaide Lord Mayor Harbison thanked the Council Members for their call. "Let me say how touched I am, on behalf of people of Australia, and how grateful we are you're your support. The bush fires are a situation on a scale we've never faced before, and our community has had some difficulty dealing with it. The support coming all over world, particularly in US, has been very touching and helpful to us."

Lord Mayor Harbison indicated that concerned Austin residents can aid the ongoing relief efforts by making donations to the Australian Red Cross. The website for donations of funds is <http://www.redcross.org.au/>. The Red Cross is also accepting volunteers and donations of blood.

News reports indicate the southern region of Australia is experiencing very hot temperatures (as high as 100 degrees), low humidity, and strong winds, which could lead to further fires. More than 200 Australians have died in the fires, with many others injured and displaced.

The city of Austin has been a sister city of Adelaide, Australia, for more than 25 years (beginning May 12, 1983), and the two cities have exchanged delegations several times. The sister city relationship played a key role in Austin winning the bid to host the World Congress on Information Technology (WCIT) in 2006, with a delegation of 25 people from Austin attending the WCIT 2002 in Adelaide.

From: [Martinez, Mike \[Council Member\]](#)
To: [Schooler, Larry](#); [Leffingwell, Lee](#)
Cc: [Garza, Bobby](#); [Moore, Andrew](#); [Williams, Nancy](#)
Subject: RE: adelaide release--please review
Date: Thursday, February 26, 2009 6:57:00 PM

Typo in my quote between the words For and Plight

-----Original Message-----

From: Schooler, Larry
Sent: Thursday, February 26, 2009 6:50 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]
Cc: Garza, Bobby; Moore, Andrew; Williams, Nancy
Subject: adelaide release--please review

For immediate release
February 27, 2009

Contact: Larry Schooler, Office of Council Member Lee Leffingwell, (512) 974-2260 Andy Moore or Bobby Garza, Office of Council Member Mike Martinez, (512) 974-2264

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From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]
Cc: [Leffingwell, Lee](#); [Garza, Bobby](#); [Schooler, Larry](#)
Subject: RE: Mike Martinez - Airline Employees in Austin
Date: Thursday, February 26, 2009 3:38:58 PM

Jennifer,

Thanks for your email. I do recall this issue surfacing before and I will be glad to look into the matter along with my buddy, colleague and 36year Captain of Delta Airlines, Lee Leffingwell.

We will get back to you as soon as we have more information from staff.

Thanks,
Mike

From: [REDACTED]
Sent: Thursday, February 26, 2009 3:35 PM
To: Martinez, Mike [Council Member]
Subject: Mike Martinez - Airline Employees in Austin

Date/Time Submitted: Thursday, 2/26/09, 1535 hours

From: jennifer oeltjen

E-mail address: [REDACTED]

Subject: Airline Employees in Austin

Comments:

I am a Delta flight attendant living in Austin and commuting to Atlanta. I have been doing this for 10 years along with hundreds of other commuters from various airlines. We were paying \$18 a month to park for a few years, then it steadily increased to \$50 a month. This rate is unacceptable. We have appealed to the Texas Attorney General as well as the City Council, but have had little success negotiating a lower rate. As of now, 80+ commuters will be dropping their employee parking pass by April and more will follow. That is \$4000 a month in revenue for the city and that amount will drastically increase once we negotiate a rate with an offsite parking lot--either Fast Track or Parking Express. We are not unrealistic--we are not looking for free parking, but we are looking for a lower, more reasonable rate. We would like your help negotiating a better rate for hundreds of our commuters. This is a hot topic amongst commuters and a few of us are working on a solution. We would like to come to an agreement that will not only make our airline personnel happy, but generate revenue for the City of Austin.

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED] [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - LaBare Strip club
Date: Thursday, February 26, 2009 2:58:41 PM

No problem. I will get right on this. We do not need another strip club anywhere in Austin.

Thanks for the notice.

Mike

From: [REDACTED]
Sent: Thursday, February 26, 2009 2:39 PM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - LaBare Strip club

Date/Time Submitted: 1438 hours

From: Damon Howze Highland Neighborhood

E-mail address: [REDACTED]

Subject: LaBare Strip club

Comments:

Greetings, I am contacting you to ask for your help in preventing Highland Neighborhood from having yet another Strip Club in our area. We have recieved notice that LaBare Austin has applied for a site plan (SPC-2008-0594C) to open a male strip club in Lincoln Village in the location of the former Serranos restaurant. Highland already has Sugars and The Yellow Rose in or across the street from our boundary. We do NOT want to become the "Strip Club Neighborhood" of Austin. Please do all you can to help us from having another Strip Club in our area. Damon Howze Highland/Skyview NPCT Chair HNA President

From: [Martinez, Mike \[Council Member\]](#)
To: [Shade, Randi](#); [Morrison, Laura](#)
Subject: found some mistakes
Date: Thursday, February 26, 2009 12:24:44 PM
Attachments: [Animal Resolution.doc](#)

latest version

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#); [Shade, Randi](#)
Subject: item for next week
Date: Thursday, February 26, 2009 10:58:48 AM
Attachments: [Animal Resolution.doc](#)

Please take a look and add any feedback

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#); [Shade, Randi](#)
Subject: FW: Submitted from City Council web site - New Animal Shelter
Date: Thursday, February 26, 2009 8:47:46 AM

Will you guys join me with an item from council to get a grip on this issue before it spins out of control again?

From: [REDACTED]
Sent: Wednesday, February 25, 2009 4:12 PM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - New Animal Shelter

Date/Time Submitted: 1611 hours

From: Susan Hambright

E-mail address: [REDACTED]

Subject: New Animal Shelter

Comments:

Please, please tell us this is not true. The following memo is circulating like wildfire in the Austin Rescue world. We cannot let Austin become a city known for killing every animal that comes into its shelters. Dorinda Pulliam has got to go. She can surely be compared to those working in Hitler's concentration camps. Councilmembers Shade and Morrison, you pledged your support for TLAC to become a no-kill shelter. Obviously, this is not happening. Please stop this bad train wreck now!

BREAKING NEWS -- CITY CONFIRMS FEWER ADOPTION KENNELS, POSSIBLE INCINERATOR AT EAST AUSTIN ANIMAL SHELTER

According to a leaked memo from Acting Assistant City Manager for Health and Human Services David Lurie to the Austin City Council, the new animal shelter planned for East Austin will have 20 fewer kennels in the dog "adoption" area, meaning the new shelter will have less space for dogs saved pending adoptions. In the memo, Lurie argues that the larger "adoption" kennels will theoretically permit multiple dogs to be housed in each kennel, but informed animal-welfare observers doubt the current TLAC manager would maximize use of the space given the fact that current management kills healthy and adoptable animals every day at the current site despite not utilizing more than 100 empty cages.

Worse yet, the leaked memo confirms that TLAC staff is considering building an animal incinerator at the East Austin site, meaning that children in East Austin will be breathing in the ashes of dead animal bodies for decades to come. With the incinerator back on the table (its planned existence was heavily denied during the 2007 shelter-move controversy), it is no wonder why the then-Toby Futrell-led staff wanted the shelter moved away from downtown Austin so badly. There is simply no

way that the City would have built an animal incinerator near the West Austin t-ball and soccer fields.

The City plans to kill more than 8,000 animals this year with an animal-control budget of nearly \$6 million. Under TLAC director Dorinda Pulliam's helm, this decade, the city has killed roughly one animal every 12 minutes the shelter has been open to the public.

From: [Martinez, Mike \[Council Member\]](#)
To: [City Hall](#)
Subject: Great healthy food for free in the atrium
Date: Thursday, February 26, 2009 8:27:31 AM

Good Morning,

I wanted to invite everyone to come down at 9am and enjoy some of the best healthy food you will ever enjoy. All prepared by Austin firefighter Rip Esselstyn who just released his new book, "The Engine 2 Diet".

We will honor Rip with a press conference at 9 and then he will be here for a few hours to talk about his book, the diet and serve his yummy dishes.

Come on down if you get a chance.

Mike

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Subject: RE: Submitted from City Council web site - City Council Meeting
Date: Wednesday, February 18, 2009 11:14:19 AM

Amanda,

Our meetings begin at 10am and last well into the evening. And on occasion, well past midnight.

**Thanks,
Mike**

From: [REDACTED]
Sent: Tuesday, February 17, 2009 5:59 PM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - City Council Meeting

Date/Time Submitted: 1758 hours

From: Amanda Donigan

E-mail address: [REDACTED]

Subject: City Council Meeting

Comments:

I would like to attend one of your city council meetings that are held Thursdays at 10. However, I have class in the afternoons, so I was wondering if you could tell me about how long the meetings last so I can make arrangements if it runs into my class time? Also, I wanted to make sure that there was a meeting scheduled for this Thursday, the 19th. Thank you.

From: [Martinez, Mike \[Council Member\]](#)
To: "Linda Team"
Cc: [Ott, Marc](#); [Moore, Andrew](#); [Garza, Bobby](#)
Subject: RE: Budget Hearing
Date: Wednesday, February 18, 2009 11:07:36 AM

Lin,

Thanks for the feedback. I am sorry about the experience you had with the meeting. I will ask City Manager Ott to look over your email and provide us with a response and follow-up as soon as possible.

Mike

From: Linda Team [REDACTED]
Sent: Wednesday, February 18, 2009 10:22 AM
To: Martinez, Mike [Council Member]
Subject: Budget Hearing

Dear Councilmember Martinez,

As you asked, Tom and I attended the hearing on budget issues last week, representing the Public Safety Commission. I had also attended the Austin Neighborhoods Council meeting on the same subject earlier that week. I want you to know, and pass along as you see fit, about my disappointment with both those events. These were my observations:

- Each time Mr. Ott spent much more time than necessary going over the financial problem. I am confident everyone in both meetings was well aware of the issues before us. A quick review of the pie charts was all that might have been needed to launch the discussion.
- Each even was attended by a large crowd and people could not hear questions or comments from the audience. The one in council chambers had microphones available but they were not used. Even the responses from Mr. Ott were not clearly heard, as he spoke directly to the person and not to the whole audience. Many people simply left, as it was a waste of time.

My concern about this is that people already have problems trusting these events: conducting them in such an unprofessional manner builds frustration leading to cynicism. Holding an open meeting such as this requires a moderator who is skilled in managing the communication so that everyone feels able to participate, even if they don't want to speak.

I hope that the public hearing this week will improve on the manner and method of sharing important ideas and information.

Thanks for all you do in your effective leadership among us.

Lin Team
Old Austin Realtor
600 Bellevue Place
Austin, Texas 78705
512-472-1930



www.TheKinneyCompany.com

From: [Martinez, Mike \[Council Member\]](#)
To: [Garza, Bobby](#); [REDACTED]
Cc: [Wynn, Will](#); [Cole, Sheryl](#); [Morrison, Laura](#)
Subject: RE: Message from Council Member Martinez regarding tomorrow's Council Agenda
Date: Wednesday, February 11, 2009 4:10:55 PM

Could someone on this list please post to the ElSol yahoo group and any other group you feel is appropriate.

Mike

From: Garza, Bobby
Sent: Wednesday, February 11, 2009 3:42 PM
To: [REDACTED]
Subject: Message from Council Member Martinez regarding tomorrow's Council Agenda

All-

The following is a message from Council Member Martinez regarding tomorrow's Council votes on significant aspects of Austin's energy future. Should you have any questions about Council Member Martinez's position on these issues, please do not hesitate to contact our office at (512) 974-2264. Have a great day.

Bobby Garza
Chief of Staff
Council Member Mike Martinez, Place 2
301 W. 2nd St.
Austin, TX 78701
512/974.2264 v
512/974.1887 f
bobby.garza@ci.austin.tx.us

From: Mike Martinez <[REDACTED]>
Subject: nothing could be farther from the truth
To: [REDACTED]
Date: Wednesday, February 11, 2009, 9:25 PM

To all,

The following email could not be farther from the truth and its not at all surprising that "rumors" like this are being spread. It is the silly season after all. But May will soon arrive and hopefully we will get back to a sense of normalcy shortly there-after.

I am simply asking council to temporarily delay this project until further information on the project can be gained and that we stick to our current priorities of dealing with very difficult budget decisions such as closing libraries and fire stations.

The citizens simply don't understand how on Wednesday we can consider such drastic measures to close a budget gap and then on Thursday in debt them for \$250,000,000 on a solar project.

I completely support moving forward as soon as possible with achieving our green

goals but we must be prudent in our efforts and fully understand the cause and effect of our decisions.

What good would it do for us to enter into this project if it only caused our major employers to further cut jobs due to rising costs of doing business.

So again, I will be voting AGAINST the city entering into the expansion of STNP (the nuke) and asking council to conduct a little more information gathering and disseminating before we move forward. We should also see if this project will qualify for stimulus package funding and bring it back and online as soon as feasibly practical.

Hope this helps and I hope you all have a great day. It's beautiful outside...wish I wasn't sitting in this meeting.

Thanks,

Mike Martinez

Please share this email with all who have given very false info

From: [REDACTED]]On Behalf Of Karen Hadden
Sent: Wednesday, February 11, 2009 1:17 PM
To: [REDACTED] Sue Snyder; Paul Robbins; Robert Singleton; Brandi Clarke; Mike Sloan; Vicki Wolf; David Foster
Subject: [EISol] Can you speak at City Council tomorrow? Austin Update.. Please spread the word. Thanks!

Time to show your support for solar, and your opposition to new nuclear power!

Rumor has it that Austin City Councilman Mike Martinez is the force pushing hard to bring back the Nuclear proposal and to dump the Solar project. With the big city right down 35 rolling out a major new green agenda and huge proposed changes in their utility, are we going to see San Antonio leave us and the Green jobs agenda behind in a cloud of brown dust. We've got Grandma coming back, like some of the nuclear waste that we cant get rid of, and now this, is it going to be 1978 all over again?

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Morrison, Laura](#); [Shade, Randi](#)
Cc: [Coleman, Glen](#)
Subject: RE: Re. FYI (FW) comp plan & consultants.:former CoA planner currently in Fla.
Date: Wednesday, February 11, 2009 12:56:35 PM

Thanks Jackie

From: [REDACTED]
Sent: Wednesday, February 11, 2009 9:11 AM
To: Martinez, Mike [Council Member]; Morrison, Laura; Shade, Randi
Cc: Coleman, Glen
Subject: Re. FYI (FW) comp plan & consultants.:former CoA planner currently in Fla.

Council Members Martinez, Morrison & Shade,

I'm forwarding a quick comment from a former City planner who is a knowledgeable professional (i.e. both visionary & practical in my opinion), working now in Orlando on updating their comprehensive plan for a large very & diverse county that includes intense urban density centers, but still also much 'rural'.

I don't know which staff have evaluated the qualifications of the applicant firms to make the short list you'll be choosing from, but I'm wondering if it's in any way an evaluation based on a planning perspective that would work well in a generic city planning environment for instance, in contrast to ours in particular. I'm speculating in that context about a vociferous history of public participation, many bones of contention & subsequent political action on land development policies that we've had here. *Just one example: efforts to define "sustainability" by detail within the "quilt" of our individual city neighborhoods & environmental issues.*

It may be that we no longer have many old-timers on staff with the kind of corporate history who could run those traps, so to speak: meaning who know where large & small lines have been drawn along the way (& why), re. comment below on keeping "fundamental framework" control 'in-house'. Conversely, all that sort of thing may now be seen as somewhat provincial, to be moved past or around.

But, if I'm not mis-reading the intent & scope of this effort, the potential is that at least some of the same issues fought ~ & to at least some degree resolved ~ so many times over the years will come up again, maybe needlessly, when considering the firms seem to be out-of-towners who will produce from working billable hours.

Just something to note, I think, in making your choice to set specific goals, end product & the firm that fits best. Thanks for your time & "break a leg" ~ Jackie

You know I think the Envision Central Texas did a cool thing with the visioning,

And that firm.

But comp planning leads to chaos – and I would not relinquish fundamental framework control to any outside firm.

Believe me.

I would give them pieces and have them return the pieces.

The year's hottest artists on the red carpet at the Grammy Awards. [AOL Music takes you there.](#)

From: [Martinez, Mike \[Council Member\]](#)
To: [Wynn, Will](#); [Leffingwell, Lee](#); [Shade, Randi](#); [Morrison, Laura](#)
Cc: [Watson, Chris](#); [Bailey, Rich](#); [Moore, Andrew](#); [Schooler, Larry](#)
Subject: great photo of a boardwalk trail extension
Date: Tuesday, February 10, 2009 3:21:03 PM

http://en.wikipedia.org/wiki/File:Brisbane_River_Walk.JPG

From: [Martinez, Mike \[Council Member\]](#)
To: [Cole, Sheryl](#); ["Sterling Lands II"](#); [Wynn, Will](#); [McCracken, Brewster](#); [Shade, Randi](#); [Morrison, Laura](#); [Leffingwell, Lee](#)
Cc: [Ott, Marc](#); [REDACTED]; [Wilson, Beverly \(Council Place 6\)](#)
Subject: RE: The Millennium Youth Entertainment Complex
Date: Tuesday, February 10, 2009 10:55:39 AM

CM Cole and Reverend Lands,

I have already spoken with CM Ott and he has agreed to consider this request.

**Thanks,
Mike**

From: Cole, Sheryl
Sent: Tuesday, February 10, 2009 10:54 AM
To: 'Sterling Lands II'; Wynn, Will; McCracken, Brewster; Shade, Randi; Morrison, Laura; Martinez, Mike [Council Member]; Leffingwell, Lee
Cc: Ott, Marc; [REDACTED]; Wilson, Beverly (Council Place 6)
Subject: RE: The Millennium Youth Entertainment Complex

[Reverand Lands let me work on this. I will get back with you.](#)

From: Sterling Lands II [REDACTED]
Sent: Monday, February 09, 2009 8:51 PM
To: Wynn, Will; McCracken, Brewster; Shade, Randi; Morrison, Laura; Martinez, Mike [Council Member]; Leffingwell, Lee; Cole, Sheryl
Cc: Ott, Marc; [REDACTED]
Subject: The Millennium Youth Entertainment Complex

Hello,
I offer the attached memo for your review and action. Please direct any questions to me at 470-8261 or reply to [REDACTED]

--

Bishop Dr. Sterling Lands, II

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [REDACTED]
[Zapalac, George](#); [Delgado, Javier](#); [REDACTED]
[Bailey, Rich](#); [Schooler, Larry](#); [Garza, Bobby](#); steve.rye@ci.austin.tx.us; [Garza, Julian](#); [May, Rachel](#); [Richard Suttle, Jr.](#); [Andy Moore](#)
Cc: [Morrison, Laura](#); [Leffingwell, Lee](#)
Subject: Waterfront Overlay...we are catching up...not rushing
Date: Tuesday, February 10, 2009 10:49:16 AM

Please share this with all who suddenly seemed to be concerned that we are "rushing" this issue. This is the adopted work plan by council. We are actually BEHIND and need to stick to the plan adopted by council. I don't think I have all the addresses of the entire task force....please forward.

AN ORDINANCE AMENDING ORDINANCE NO. 2008327-039 TO EXTEND
THE ACTION PLAN FOR THE WATERFRONT OVERLAY TASK FORCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Part 2 (Creation, Powers and Dunes), Subsection (B) of Ordinance
No

2008327-039 is amended to read

(B) Consistent with recommendations of the Neighborhood Planning and
Zoning

Department, the council adopts following action plan for the Waterfront
Overlay Task Force

April 2008 Identify and contact list of Task Force members
appointed by the City Council.

May - November 2008 Conduct Task Force meetings

December 2008 Prepare a Waterfront Overlay Task Force Report,
including recommended changes, for public review and
provide to Council

January & February 2009 Board and Commission review and possible
action

March & April 2009 City Council public hearings and possible action

Thanks,
Mike

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]
Cc: [Garza, Bobby](#); [Moore, Andrew](#); [Ott, Marc](#)
Subject: RE: Austin African-American Visitors Guide...
Date: Friday, February 06, 2009 4:55:53 PM

thanks Ora.

We will get on this and get it updated and improved.

**Shalom,
Mike**

From: Ora Houston [REDACTED]
Sent: Thursday, February 05, 2009 1:31 PM
To: Cole, Sheryl; Davis, Christopher; jay; Leffingwell, Lee; Martinez, Mike [Council Member]; McCracken, Brewster; Morrison, Laura; Ott, Marc; Watson, Matt; Williams, Nancy; Wilson, Beverly (Council Place 6)
Cc: lisa byrd
Subject: Austin African-American Visitors Guide...

Dear Members of the Council and City Manager:

I am a member of St. James' Episcopal Church, 1941 Webberville Road. We have a guest preacher from Florida scheduled for the 15th of February. He and his wife asked about things to do and see in Austin during their visit. Dug through my collection of stuff and came across the above referenced guide. The layout and design of the guide is inviting and informative. However, I noticed that some of the information was out of date. On the inside back cover I noted that the guide was printed in 2001 by the Austin Convention and Visitors Bureau. Contacted the Bureau to see where I could get a current guide. I was told that they didn't have any and suggested that I contact the African-American Chamber of Commerce, a non-profit entity, that does not have the resources to develop and print such a comprehensive guide.

Of course I knew the answer, yet called the Chamber anyway. Today I received a call back from staff of the Chamber who indicated that she had found the guide which I referenced but they did not produce it. She referred me to the Visitor Information Center, the number on the inside back cover of the guide...the place I started.

Ladies and Gentlemen, I suspect that the 2001 edition of the African-American Visitors Guide was in response to the 'Report Card' which was issued in '01 and pointed to the lack of visibility the City gives to the events and points of interest of citizens of African descent. Therefore, after the spotlight on the 'Report Card' subsided, the one time printing of this guide went the way of all things that are not important. It was a one time response to pacify a part of the community with no real commitment to make it a part of the fabric of the community.

I continue to be sadden by the Council's inability to see the direct relationship between their decisions and the decline in the number of Black folks who live in this city...and then people wonder why? I am sure there is a "good reason" that the guide was published one time and I look forward to hearing what it is.

Shalom,
Oh

**This is the first day of the rest of our lives~ Let us rejoice, be glad in it
and get to work.**

From: [Martinez, Mike \[Council Member\]](#)
To: [Ott, Marc](#)
Cc: [Leffingwell, Lee](#); [Wynn, Will](#); [Cole, Sheryl](#); [Shade, Randi](#); [Morrison, Laura](#); [McCracken, Brewster](#); [Garza, Bobby](#); [Moore, Andrew](#)
Subject: Couple of questions and comments regarding stimulus package funding
Date: Thursday, February 05, 2009 9:16:03 AM

CM Ott,

I wanted to ask if you could provide council with the process that is being used for determining your prioritized list for potential stimulus package funds. As you know, the request for \$866,000 for a disc golf course has received much attention, including the article below from the Wall Street Journal. I have not seen or been informed of any submitted project and how they have been vetted. Who on staff is making the determination for the City of Austin's list? Why has council not been a part of these discussions and determinations?

Council member Leffingwell and I will be bringing an item from council directing a transparent, citizen input, council driven process for any potential projects that may receive funding via a federal stimulus package. We envision a group similar to a bond oversight committee as the vehicle for public input and ultimately council deciding on the prioritized requests for funding.

Any information you can provide would be a big help.

**Thanks,
Mike**

<http://online.wsj.com/article/SB123369271403544637.html>

Stimulus Brings Out City Wish Lists: Neon for Vegas, Harleys for Shreveport

Most Ask for Roads, Sewers, but Some Want the Kitchen Sink -- and a Frisbee Golf Course

By JENNIFER LEVITZ and PHILIP SHISHKIN

Las Vegas, which by some accounts already glitters, wants \$2 million for neon signs.

Boynton Beach, Fla., is looking for \$4.5 million for an "eco park" featuring butterfly gardens and gopher tortoises.

And Chula Vista, Calif., would like \$500,000 to create a place for dogs to run off the leash.



GOPHER TORTOISE

These are among 18,750 projects listed in "Ready to Go," the U.S. Conference of Mayors' wish list for funding from the stimulus bill moving through Congress. The group asked cities and towns to suggest "shovel ready" projects for the report, which it gave to Congress and the Obama administration.

Although the bulk of proposals are roads, sewers and similar projects, some wouldn't require a shovel at all. The mayors group sees a potential 1.6 million new jobs from the projects, though a few of them wouldn't create any.

Some localities are using a kitchen-sink strategy. "Our approach has been to list everything, because we don't know what the final guidelines will be or what the final dollar amount will be," says Greg MacLean, public-works director in Lincoln, Neb.

Among entries on Lincoln's list is a \$3 million environmentally friendly clubhouse for a municipal golf course. "From a public-perception standpoint, I see how it could be an issue," Mr. MacLean says. But, he says, construction would create 54 jobs.

The debate about what is appropriate stimulative spending, now raging in Washington, echoes differences over the Works Progress Administration during the Depression. It built 651,000 miles of roads and 24,300 miles of sewer lines, but was sometimes lambasted because it also paid for murals and battlefield monuments. "That's when the word 'boondoggle' first came into use" in its modern sense, says William Creech, of the U.S. National Archives and Records Administration.

The mayors' \$149 billion project list is just one of many circulating in Washington and state capitals. Massachusetts -- which, like other states, will have a say in distributing the money -- has 4,000 project submissions from 51 towns competing for stimulus money. The San Diego Association of Governments came up with 1,043 possible projects in its region.

With their needs acute, some localities are abandoning boosterism, promoting their community as being more run-down than the next town. In central Maine, Pittsfield Mayor Tim Nichols says the roof on a town-owned theater is rickety, potholes are a "pain in the hiney," and underground pipes are so decrepit "you got sewers backing up in cellars and in lawns." Pittsfield would like about \$6 million from Washington.

In Randolph, Vt., Town Manager Gary Champy says federal money to fix "old and pockmarked" roads in his town would lift the mood of residents, because "they'd feel like the government was working for them." He adds: "This money isn't going to banks."

Shreveport, La., has \$2.3 billion in projects ready to go. Mayor Cedric Glover's priority is repairing roads, but he's also asking \$6 million for three aquatic centers with water slides, which he says would improve quality of life and create construction jobs.

And he would like the U.S. to buy Shreveport eight new Harley-Davidson motorcycles for its cops. This item would produce little local hiring, he acknowledges, but "Harley-Davidson is a great American company. Orders coming from municipalities like ours to a company like that certainly would be stimulative."

The Conference of Mayors report has about a dozen golf-course-related projects. A lot of cities want to use funds to upgrade parks, such as Chula Vista, with its plans for a dog park that would include shading and fountains. San Bernadino, Calif., wants \$1.1 million for park improvements, including a skateboard ramp and two "splash-park installations." City officials in the communities say these aren't their top priorities, but defend the projects as worthwhile.

Austin, Texas, could use \$886,000 to build a 36-hole "disc golf" course, for frisbee tossing. It would be "environmentally and financially sustainable." John Hrnecir, government-relations

officer, says the project list "was put together on very short notice," and "we are not going to submit anything that is questionable when we seek actual funding."

Heather Boushey, a senior economist with Center for American Progress, a liberal think tank in Washington, D.C., says parks and golf courses shouldn't be deemed frivolous if they create jobs and are seen as long-term investments by their cities. She says the flood of proposals underscores a need for transparency in stimulus spending, which officials have promised.

The stimulus bill the House approved last week provides an array of tax cuts and a heavy dose of spending for new roads and bridges, public safety, expanded jobless benefits, food aid, wider broadband service and renovations for schools and public housing. Congress has said funds will be distributed to local governments through existing federal programs, either directly or through the states. Though the House approved an \$819 billion bill, the final cost will depend on the Senate's vote and on compromises the House and Senate make.

The House bill envisions a board and inspectors general to review the overall spending. It says governors, mayors or others who make funding decisions will have to post details of each project, such as its purpose and cost, on a special Web site, and certify that it's a good use of taxpayer money.

Las Vegas, in seeking stimulus money for neon, says there's a shortage of glitz off its beaten path. "When people think of Las Vegas, they think of the Strip, of Caesar's Palace," says city spokesman Jace Radke, but he says this project would help revitalize a blighted neighborhood.

As for the eco-park envisioned by Boynton Beach, its parks superintendent, Jody Rivers, says the \$4.5 million project would generate jobs, teach residents about environmentally friendly living and highlight nature, such as the "unique gopher tortoises on the site."

Dave Hansen, deputy city manager in Virginia Beach, Va., says localities are seeking funding for "some stuff that's just a Santa Claus wish list." He compiled \$1 billion worth of local projects for inclusion in the mayors' report. He calls that a "Holy Grail" list that town officials have now ranked by priority.

A former colonel in the Army Corps of Engineers, Mr. Hansen says the town's top priorities are replacing a 50-year-old bridge (\$90 million) and building a pumping station to alleviate flooding (\$20 million). Lower on Virginia Beach's list are items like "urban tree canopy protection" for the city (\$3.75 million).

Also, \$1.8 million to build municipal tennis courts. "Is it a bona fide need? Absolutely," Mr. Hansen says. "Do you want to compare it to replacing a 52-year-old school? Well, probably not."

Write to Jennifer Levitz at jennifer.levitz@wsj.com and Philip Shishkin at philip.shishkin@wsj.com

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#)
Cc: [Rush, Barbara](#); [Garza, Bobby](#)
Subject: Re: Blood draws & rosemary
Date: Wednesday, February 04, 2009 9:11:40 PM

All together would be nice if we can pull it off.

But what's an "intereet"...new one to me.

M

----- Original Message -----

From: Morrison, Laura
To: Martinez, Mike [Council Member]; Morrison, Laura
Cc: Rush, Barbara; Garza, Bobby
Sent: Wed Feb 04 20:45:47 2009
Subject: RE: Blood draws & rosemary

Great idea on the others. All together at once?

Rosemary mentioned your intereet to me which of course I am aware of

..

Laura Morrison
Council Member, Place 4

Sent via Remote

-----Original Message-----

From: Martinez, Mike [Council Member] <Mike.Martinez@ci.austin.tx.us>
Sent: Wednesday, February 04, 2009 7:45 PM
To: Morrison, Laura <Laura.Morrison@ci.austin.tx.us>
Cc: Rush, Barbara <Barbara.Rush@ci.austin.tx.us>; Garza, Bobby <Bobby.Garza@ci.austin.tx.us>
Subject: Re: Blood draws & rosemary

Would love to. Would also like to hear from Hamilton and Escamilla.

Thanks for taking the initiative to reach out to Rose.

From: Morrison, Laura
To: Martinez, Mike [Council Member]
Cc: Rush, Barbara; Garza, Bobby
Sent: Wed Feb 04 19:43:54 2009
Subject: Blood draws & rosemary

Am planning to meet w/Rosemary L to get her thoughts on apd blood draws. Would you join us?

Laura Morrison
Council Member, Place 4

Sent via Remote

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#)
Cc: [Rush, Barbara](#); [Garza, Bobby](#)
Subject: Re: Blood draws & rosemary
Date: Wednesday, February 04, 2009 7:45:31 PM

Would love to. Would also like to hear from Hamilton and Escamilla.

Thanks for taking the initiative to reach out to Rose.

From: Morrison, Laura
To: Martinez, Mike [Council Member]
Cc: Rush, Barbara; Garza, Bobby
Sent: Wed Feb 04 19:43:54 2009
Subject: Blood draws & rosemary

Am planning to meet w/Rosemary L to get her thoughts on apd blood draws. Would you join us?

Laura Morrison
Council Member, Place 4

Sent via Remote

From: [Martinez, Mike \[Council Member\]](#)
To: "Kate Meehan" [REDACTED]; [Leffingwell, Lee](#); [McCracken, Brewster](#); [Wynn, Will](#)
Cc: [brent meehan](#); [Garza, Bobby](#); [Moore, Andrew](#)
Subject: RE: St. Patrick's Day Celebration
Date: Wednesday, February 04, 2009 2:57:20 PM

Kate,

We are glad to help but I must be very up front and honest about our street closure process. There are certain requirements that must be met and this council has taken strong positions recently in asking folks to comply with the requirements.

Mike

From: Kate Meehan [REDACTED]
Sent: Wednesday, February 04, 2009 1:20 PM
To: Leffingwell, Lee; McCracken, Brewster; Wynn, Will; Martinez, Mike [Council Member]
Cc: brent meehan
Subject: St. Patrick's Day Celebration

Mayor and Members of Council:

Recently, my husband and I opened a Public House in the location of the former Bennigans at the corner of Barton Springs and Riverside. We have since been approached by Donnelle McCaskill, who is the head of the Austin Celtic Cultural Center, which has received funding from the City's Cultural Arts Contracting Program to put on a St. Patrick's Day event. The event as she has planned would take place in our facility and on a portion of the street outside of our building, and would bring in internationally renowned Celtic musicians. This would require shutting down a limited portion of Barton Springs between Congress Avenue and Riverside for the majority of the day, leaving one lane open for busses and emergency traffic.

Recently, she has asked us to help her in getting the permits required for this event. We have been told by City Staff that, in order to proceed as she has planned, we would need the support of a Council Member for the street closure. Is this something any of you would support?

Please feel free to contact me with any questions.

Sincerely,

Kate Meehan
Lady of the House
Fiddler's Hearth Public House
www.fiddlershearth.com/austin
Pub: (512) 535-5008
Cell: (512) 826-2132
[REDACTED]

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Cc: [Moore, Andrew](#); [Watson, Matt](#)
Subject: RE: Submitted from City Council web site - Artificial Grass rebate program
Date: Tuesday, February 03, 2009 10:07:22 AM

Chris,

Not sure that is something we discussed in the water conservation task force. We will look into it and get back with you.

**Thanks,
Mike**

From: [REDACTED]
Sent: Monday, February 02, 2009 8:09 PM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - Artificial Grass rebate program

Date/Time Submitted: 2008 hours

From: Chris Neighbors

E-mail address: [REDACTED]

Subject: Artificial Grass rebate program

Comments:

To: Honorable Mayor Wynn and Council Members,

I own an artificial grass company here in the Austin area. I was wondering if there are any proposed programs to offer rebates to businesses and residents who may want to install artificial grass to save money and water on their lawns? I would love to meet with any of you would like to discuss our products or see some of the installs we have already done locally. Our site is www.texascustomturf.com and my contact info is on the site. The plant where all our products are made is here in Austin also. If you would like a tour of the facility I might be able to arrange that at your convenience. Tiger Turf makes all our products right here in Austin and we would love to talk to you about what we feel will save millions of gallons of water in years to come. We look forward to hearing from you. Chris Neighbors Texas Custom Turf

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Wynn, Will](#); [Cole, Sheryl](#); [Leffingwell, Lee](#); [McCracken, Brewster](#); [Morrison, Laura](#); [Shade, Randi](#)
Cc: [Moore, Andrew](#)
Subject: RE: History of Applicant Meetings Re: Parker Ln Rezoning - Case#C14-2008-0162
Date: Monday, February 02, 2009 3:56:04 PM

Mark,

Thanks so much for your email. I remember this case very well and will stay in touch.

Mike

From: [REDACTED]
Sent: Monday, February 02, 2009 3:30 PM
To: Wynn, Will; Cole, Sheryl; Martinez, Mike [Council Member]; Leffingwell, Lee; McCracken, Brewster; Morrison, Laura; Shade, Randi
Subject: History of Applicant Meetings Re: Parker Ln Rezoning - Case#C14-2008-0162

Honorable City Council Members:

As you may or may not be aware, this is the second application for rezoning of his Parker Ln. lots by the current applicant. In an effort to let you know that we want to and have cooperated with the process of considering the rezoning requests, I am writing you about the history of our meetings with the applicant (see detail below).

To summarize, during the first application, we (my wife and myself and the other Elmhurst neighbors whose properties abut the Parker Ln. lots) met with the applicant on numerous occasions (approx. 11times) from 1/07 to 5/07 to try to reach a compromise position on his rezoning request. In spite of the City Council directing us to meet one final time in 5/07 to reach a compromise agreement involving a 12 unit development, we failed to obtain a compromise. The neighbors agreed to a 12 unit/SF6 (with a detailed restrictive covenant) development but the applicant remained steadfast on developing 18 to 21 units under MF4 zoning. He withdrew his first application in 6/07 before we returned to report our impasse to City Council.

Regarding the second application, we (the same group of neighbors) meet with the applicant when he presented his current plan to develop 18 units using MF3 zoning to the Neighborhood Contact Team at the Neighborhood Plan Amendment Meeting on 9/03/08 and again on 12/9/08 at the Planning Commission. He has made it clear to us that he needs at least 18 units to make the development profitable for his investors and will not compromise. When asked by the Planning Commission for his "compromise position/plan" if MF3 rezoning was not approved, the applicant did not have one.

At this point, I think both the applicant's position on the rezoning request and our position are well known to each other. We would be willing to meet if some new ideas for a compromise were offered in writing from the applicant. Unless something changes, it seems that it is time for this case to be heard by the City Council.

Sincerely,

Mark Terranella and Lucy Petrucelli (Austin home owners/tax-payers since 1976)
1702 Elmhurst Dr.
Austin, TX. 78741

442-4947

APPLICANT MEETINGS

Early January, 2007 - David and Paula Smuck (1700 Elmhurst Dr.) hosted a small meeting in their home for the applicant, Ryan Diepenbock, and his consultant, Sergio Lozano-Sanchez, to meet them and their most affected neighbors, Mark Terranella and Lucy Petrucelli. We discussed the applicants general plans for the development and concerns of the affected property owners.

Mid January, 2007 - Mark Terranella arranged a meeting for the applicant to meet Richard Bohls, 1704 Elmhurst Dr. In order to aid negotiations, the purpose of the meeting was for the applicant to see first hand how his lots interfaced with the Bohls and the Terranella properties. The applicant left the meeting saying that he would review the restrictive covenant provided when the property to the north of his lots were rezoned. He implied that he would consider similar legal restrictions for his development but made no commitments.

Late January, 2007 - Paula Smuck met with the applicant to present options for developing his lots and preserving green space. She is an experienced Property Appraiser and presented the applicant drawings of possible site plans. The applicant did not express interest in modifying his 18 to 21 unit development.

February 12, 2007 - After the applicant cancelled the 1/30/2007 Planning Comm. (PC) hearing stating that he had new ideas to discuss with the affected property owners, no contact was made by the applicant by Friday afternoon prior to the Tues. PC hearing. David Smuck contacted the applicant for a 2/12/07 meeting in his home with the applicant before the 2/13/2007 Planning Comm. Meeting. This was an effort by the neighbors to hear what new ideas for a compromise to MF4 zoning that the applicant had to offer. Essentially, no new ideas were presented that would result in a compromise.

February 13, 2007 - PC unanimously denied rezoning request. The applicant was advised that he should have reviewed the Neighborhood Planning Area Map before purchasing the property for development.

February 20, 2007 - The applicant met with interested neighbors on one of his lots to present an overview of his planned condo development. He presented a list of "Multifamily Conditional Overlays" for property owners to sign as "accepted". He listed 7 restrictions. Four of these would be required by MF zoning regulations and the other three were token offers that will not begin to offset the negative impact of such a large development. When it was pointed out that the developer on his north border provided a restrictive covenant to negotiate his zoning change, the applicant stated that he would not enter into a restrictive covenant to market his condos. Five home owners were present, as well as, two officers from the neighborhood association. No one signed the form to support the condo development. The applicant advised those present that he would then have to build duplexes and he was encouraged to do so by those present.

Early March, 2007 - The applicant contacted Mark Terranella for a meeting to further discuss his planned development. The applicant explained the need for his 18 to 21 unit development in terms of making his 30% profit margin for his investors. He said that he could make this profit by building the large complex and offsetting the overhead costs associated with an approved site plan and other MF zoning construction requirements. He said that a smaller condo development would not be feasible because he could not make the 30% profit for his investors. He again presented his "Multifamily Conditional Overlays" form for signature. He said that if he didn't get the MF4 zoning, his only recourse would be to build duplexes. At meeting's end the applicant was advised by Mr. Terranella that the development of duplexes would be welcomed. Duplexes are selling as condos in our area.

April 2, 2007 - The applicant presented his project to the South River City Neighborhood Assoc. at their monthly meeting. He described his planned project and

presented his "Multifamily Conditional Overlays" form for signature.

April 5, 2007 - First City Council hearing postponed by applicant to allow for more negotiations with the neighbors. The City Council hearing was rescheduled for 5/17/07. As of 5/14/07 the neighbors have not heard from the applicant or his consultant.

We did go to Council (I believe on 5/17/07). We were directed to have a meeting to work out a compromise SF6 development plan we could all agree on. This meeting was hosted and mediated by the managers of the Neighborhood Planning and Zoning Comm. and our former case manager, Robert Hiel. We were unable to agree on a plan basically due Ryan not wanting to develop less than 18 to 21 units on the approx. one acre site. Shortly after the meeting, and a day or so before we were to return to Council in early June, 2007 without a compromise, Ryan withdrew his application.

At this point, I think both the applicant's position on the rezoning request and our position are well known to each other. We would be willing to meet if some new ideas for a compromise were offered. Unless something changes, it seems that it is time for this case to be heard by the Council.

From: [Martinez, Mike \[Council Member\]](#)
To: [Alan \[REDACTED\]](#)
Cc: [Beekley, Taja](#); [Garza, Rudy](#); [Garza, Jason](#); [Lumbreras, Bert](#); [Sandoval, Marie](#); [Edwards, Sue](#); [Bailey, Rich](#); [Cole, Sheryl](#); [McCracken, Brewster](#); [Morrison, Laura](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Ott, Marc](#); [Wynn, Will](#); [Phil Moncada - Secretary](#); [Jon Beall](#); [Rodney Ahart - Vice Chair](#); [John Dupnik](#); [Mary Ann Neely](#); [Danette Chimenti](#); [Vice Chair](#); [Marilyn Bostick](#); [Jeff Francell](#); [Sara Hatfield Marler](#); [Jane Rivera](#); [Mark Vane](#); [Moore, Andrew](#); [Garza, Bobby](#)
Subject: RE: "MINI- SCHLITTERBAHN" on LAKE AUSTIN
Date: Sunday, February 01, 2009 1:16:26 PM

Alan,

Thanks for your email. This is the first time I have heard of this project (to my knowledge). We will look into this and get back to you as soon as we can.

Mike Martinez

-----Original Message-----

From: Alan [REDACTED]
Sent: Sat 1/31/2009 1:32 PM
To: lhg
Cc: Beekley, Taja; Garza, Rudy; Garza, Jason; Lumbreras, Bert; Sandoval, Marie; Edwards, Sue; Bailey, Rich; Cole, Sheryl; McCracken, Brewster; Morrison, Laura; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Ott, Marc; Wynn, Will; Phil Moncada - Secretary; Jon Beall; Rodney Ahart - Vice Chair; John Dupnik; Mary Ann Neely; Danette Chimenti - Vice Chair; Marilyn Bostick; Jeff Francell; Sara Hatfield Marler; Jane Rivera; Mark Vane
Subject: "MINI- SCHLITTERBAHN" on LAKE AUSTIN

Thursday afternoon there was a worker at 3337 Far View using a jackhammer and installing metal posts on the face of the cliff. I assume the Treadgills are going ahead with their project to build a "mini-Schlitterbahn" on the face of the cliff on Lake Austin. I called & emailed city staff Thursday afternoon about the work but I did not hear back from staff on Friday so I don't know what the status is of this issue. I've attached an email from Betty Lambricht to George Zapalac, Ingrid McDonald and Pat Murphy talking about the owner's plans to build a "mini-Schlitterbahn" on the face of the cliff. There is also a bogus report from Mr. Aupperle about no CEF's being within 150 feet of the project. I also question the BCCP process that allowed the property owner to clear most of the trees from his lot. I've attached before & after pictures of the 'house' at 3337 Far View and the damage they have done to the cliff. There use to be a swimming pool between the house and cliff before they collapsed the pool down the face of the cliff in 2007.

I would like to see the memos from City staff that Mr. Aupperle is using to justify the "NO PERMITS NEEDED FOR TRAMS" on Lake Austin that he keeps quoting. Can City staff arbitrary decide that that a building permit is not needed for a 300-foot metal mechanical structure on the shoreline of Lake Austin? I ask that the city stop all work at this location until this matter is resolved. Actually work on all trams on Lake Austin should be stopped until this matter is resolved. Lake access can be provided to property owners without destroying the Cliffs of Lake Austin.

Alan Roddy

----- Original Message -----

From: "Alan" [REDACTED]
To: "lhg" [REDACTED]
Cc: "Mark Vane" [REDACTED]; "Jane Rivera"
[REDACTED]; "Sara Hatfield Marler"
[REDACTED]; "Jeff Francell" [REDACTED]; "Marilyn
Bostick" [REDACTED]; "Danette Chimenti - Vice Chair"
[REDACTED]; "Mary Ann Neely" [REDACTED];
"John Dupnik" [REDACTED]; "Rodney Ahart - Vice Chair"
[REDACTED]; "Jon Beall" [REDACTED]; "Phil Moncada -
Secretary" [REDACTED]
Sent: Thursday, January 29, 2009 11:12 PM
Subject: Re: CEF's and permit process

> Please do. I believe Lake Austin should come first in any policies that
> the City develops. I gave a 3-minute speech before the council this
> afternoon about how Lake Austin is being damaged. I asked the council how
> many of them had taken a boat ride on Lake Austin since being sworn into
> office, only Mayor Wynn raised his hand. The city needs a dedicated
> department to be pro-active about protecting Lake Austin.

>
> ----- Original Message -----
> From: "lhg" [REDACTED]
> To: "Alan" [REDACTED]
> Cc: "Mark Vane" [REDACTED]; "Jane Rivera"
[REDACTED]; "Sara Hatfield Marler"
[REDACTED]; "Jeff Francell" [REDACTED]; "Marilyn
> Bostick" [REDACTED]; "Danette Chimenti - Vice Chair"
[REDACTED]; "Mary Ann Neely" [REDACTED];
> "John Dupnik" [REDACTED]; "Rodney Ahart - Vice Chair"
[REDACTED]; "Jon Beall" [REDACTED]; "Phil Moncada -
> Secretary" [REDACTED]
> Sent: Thursday, January 29, 2009 9:57 PM
> Subject: Re: CEF's and permit process

>
>
>> Alan,
>> You raise many good questions! We need to clarify this issue. PARB is
>> crafting a resolution to address the problem.
>> May I forward your email to staff? I hope we can resolve this perplexing
>> situation.
>> Regards,
>> Linda

>>
>>
>>
>> Alan wrote:
>>>
>>> I would like some clarification on the current permit process. The
>>> environmental board has told me that the cliffs along Lake Austin are
>>> considered CEF's and have been for several decades. Because the cliffs
>>> are CEF's; a property owner must get a permit before they are destroyed.
>>> The navigation board is telling property owners that they don't need a
>>> permit to build a tram on the cliff area. I understand that city code
>>> allows a property owner to build a boat dock & accessories and have
>>> 'access' to the dock. But why doesn't a property owner need a permit to
>>> destroy a known CEF? Especially a CEF on the shore of Lake Austin, our
>>> drinking water supply? Lake Austin Zoning has a 35-foot height limit so
>>> how can a person build a 300-foot tram over a CEF without a permit. Is
>>> there any place in Austin that a person could build a 300-foot structure

>>> without a permit? Thank you for your help in clarifying the matter for
>>> me.

>>>

>>> Alan Roddy

>>>

>>> 3127 Edgewater

>>>

>>> -----

>>>

>>>

>>> No virus found in this incoming message.

>>> Checked by AVG - <http://www.avg.com> Version: 8.0.176 / Virus Database:

>>> 270.10.14/1920 - Release Date: 1/27/2009 6:15 PM

>>>

>>>

>>

>

From: [Martinez, Mike \[Council Member\]](#)
To: [Rush, Barbara](#)
Cc: [Morrison, Laura](#); [Moore, Andrew](#); [Garza, Bobby](#)
Subject: RE: Boy Scouts
Date: Tuesday, January 27, 2009 2:51:53 PM

No problem

I usually try to get them in the Mayor's conf room for a little Q&A

From: Rush, Barbara
Sent: Tuesday, January 27, 2009 2:50 PM
To: Martinez, Mike [Council Member]
Cc: Morrison, Laura
Subject: Boy Scouts

Talked with Leisha Woods concerning the visit with the boy scouts to offer Laura's help. She said they will be meeting with you and if you don't mind Laura might stop by, since both her sons were boy scouts. Are you visiting in the atrium or reserving a room?

My question is - where are they girl scouts when we need cookies!
barb

Barbara Rush
Community Outreach & Policy Advisor
Office of City Council Member Laura Morrison
512-974-2258 (Main)
512-974-1625 (Direct)
512-974-1886 (Fax)
Barbara.Rush@ci.austin.tx.us
<http://www.ci.austin.tx.us/council/morrison.htm>

From: [Martinez, Mike \[Council Member\]](#)
To: [Garza, Bobby](#); [Moore, Andrew](#); [Leffingwell, Lee](#); [REDACTED]
Subject: Re: FYI
Date: Friday, January 23, 2009 2:30:28 PM

Next he'll just name himself mayor and be done with all of us.

From: Garza, Bobby
To: Martinez, Mike [Council Member]
Sent: Fri Jan 23 14:13:27 2009
Subject: FYI

January 23, 2009

Not ready to declare candidacy, Levy names campaign treasurer

Former Texas Monthly publisher **Mike Levy** today designated himself as his own campaign treasurer in order to spend money exploring the possibility of running for Mayor of Austin.

Levy told In Fact Daily he wants to listen to citizens before making a decision about running for office. However, he said he wanted to make sure that he does not run afoul of either the Texas Election Code or Austin's campaign finance laws.

On the form indicating "office sought," Levy wrote "Mayor, City of Austin (not a candidate)."

So far, the candidates for Mayor include Mayor Pro Tem **Brewster McCracken**, Council Member **Lee Leffingwell** and former Comptroller **Carole Keeton Strayhorn** as well as **Josiah Ingalls** and **Jason Morales**.

Feb. 7 is the first day and March 9 is the final day to file for a place on the ballot for Mayor, according to City Clerk Shirley Gentry. March 3 is the final date to file for Leffingwell's Place 1 seat. Both elections are expected to occur on May 9 although a ruling from the City Attorney could change the date for the Place 1 seat.

From: [Moore, Andrew](#) on behalf of [Martinez, Mike \[Council Member\]](#)
To: [Ott, Marc](#); [Smith, David \[City Attorney\]](#)
Cc: [Cole, Sheryl](#); [Leffingwell, Lee](#); [Martinez, Mike \[Council Member\]](#); [McCracken, Brewster](#); [Wynn, Will](#); [Morrison, Laura](#); [Shade, Randi](#); [Barrios, Rossana](#); [Garza, Bobby](#); [Edwards, Sue](#); [Goode, Robert](#); [Garza, Rudy](#); [Smith, David \[City Attorney\]](#); [Buchanan, Kathleen](#); [REDACTED]; [Lloyd, Brent](#)
Subject: You Inquiry re Heartwood
Date: Wednesday, January 21, 2009 1:28:30 PM
Attachments: [Barba08March28th.zip](#)

Marc,

Can we get an answer to these questions? Our office has heard from other property owners and Neighborhood advocates on similar issues so if there is something that Council can do to help in terms of amending the code or for process, we would be interested to hear.

Thanks,

Mike

From: [REDACTED] [mailto:[REDACTED]]
Sent: Sunday, January 18, 2009 4:43 PM
To: Lloyd, Brent
Cc: Cole, Sheryl; Leffingwell, Lee; Martinez, Mike [Council Member]; McCracken, Brewster; Wynn, Will; Morrison, Laura; Shade, Randi; Barrios, Rossana; Garza, Bobby; Moore, Andrew; Edwards, Sue; Goode, Robert; Garza, Rudy; Smith, David [City Attorney]; Buchanan, Kathleen
Subject: You Inquiry re Heartwood

Brent,

While I certainly admit not being an attorney, I will submit to you that I do possess a little common sense. Common sense tells me your response is insane and hypocritical. Is the City ever going to be consistent and fair? Allow me to explain some of my frustration. Please note the following:

1. Mr. Rodriguez goes to the One Stop Center to ask if indeed he needs a permit. **The City said no.**
2. On May 5th, 2006 the Code Enforcers for the City went to Mr. Rodriguez' home and wrote down that **No Permit is Needed**. He was told the same. (project at approx. 50% complete).
3. On June the 2nd, 2006 again Code Enforcers went to Mr. Rodriguez' home and told him that all he needed was an electrical permit. On that same day Mr. Rodriguez immediately complied, obtained the only permit requested of him, and the City of Austin Inspectors **close the case due to compliance**. (by this time improvements were at approx. 95% complete)
4. On July 29th Mr. Rodriguez receives a letter from the City dated July 27th letting him know for the first time that he is in violation of Fence Height and fill over 4 feet. (approximately 60 days after your inspectors had been at his home and written down " Case close to compliance ")
5. Your City folks later **falsely testify** at City's commissions that Mr. Rodriguez all along had been told by the City that indeed he was not only violating the items listed on the July letter but that the City had informed him he was indeed in the Flood Plain, as well as in the Water Quality Zone. **The City did not inform him that he was in the Flood Plain and the City did not even know he was in the Flood Plain when they wrote to him on July 27th.**
6. On October 3, 2007, Mr. Rodriguez and his Council make a deal with City and City Attorneys that indeed no more charges or lawsuits will be filed or placed against him if he submits a site plan within 30 days. (the original request from City was 15 days.) Mr. Rodriguez then again goes to the One Stop Center to see what the process is and he is told to submit a building permit application / site plan which he does within the 30 day limit set by the City and in accordance with the agreement. After the City reviewed, processed and rejects the application / site plan. Mr. Rodriguez then hires an Engineer to continue the process which later included a hydrology study now required by the City. (**I have never heard of anyone taking 30 days or less to complete such process, if anyone within the City has, please let me know**

so we can give them an award).

7. The City does not honor its agreement, violates the agreement, and files eight (8) more lawsuits against Mr. Rodriguez after losing the first of two lawsuit against Mr. Rodriguez. (**Note He was found not guilty by Judge**)

These are but a few of the details related to this case. At our last meeting you and I had with some of the City assistant Managers, Ms. Buchanan and an attorney with the City incorrectly stated the no one from the City had agreed to not to continue to press charges or lawsuits. She quickly changed her position or point when I showed her the affidavit of one of your City personal stating where indeed such agreement was made and where it is confirmed that the deal was made on October 3. After that, she changed her position and changed her argument. She argued that a building permit application / site plan was not what they had agreed. Bottom line, a full site plan was submitted after the One Stop Center gave him the proper process and he hired an Engineer.

Which now brings me to your email.

My first observation to your e-mail is that some of the improper actions and abuse taking place is clearly demonstrated by the fact that Mr. Rodriguez' response letter to the City's permit suspension letter was completely ignored. This letter comes months after the permit had already been inspected and approved. **To now suggest that there exists new facts or issues that were never communicated to Mr. Rodriguez shows or demonstrates abuse, injustice and harassment.** At the same time, the City's letter to suspend the electrical permit is now given new meaning, especially to simple English language that does not coincide with what is actually stated in the letter from the City. (please see attachment for copies of letters)

As I read your email, the City now takes the position that the suspension letter was not a suspension of the electrical permit. Rather, it is now contended that the letter provides for a "notice to suspend" the electrical permit. However, the letter does not state that it is a "notice to suspend". The letter states that it is a "suspension". Now, given the many mistakes and misdirection that the City has previously caused to Mr. Rodriguez (among other things), how is one to know that the City really means it is a "notice to suspend" as opposed to the actual language stated in the letter which states it is a "suspension". Why did the City fail to say it was only a "notice of suspend" instead of a "suspension"? Why would the City add confusion and misdirection by affirmatively stating it is a "suspension" and couple such statements along with a code section that now allegedly means something else (i.e. means a notice to suspend). It appears that the City has now made another mistake by being vague and ambiguous when it is saying one thing (i.e. "Suspension") and coupling such affirmative suspension statement with something else (i.e. a referenced code section that is now alleged to mean only a "notice of suspension"). The response in your e-mail is completely oblivious to such misdirection and ambiguity. (It truly makes me sick to my stomach!)

When Mr. Rodriguez responded and wrote back to the City, he was ignored. In Mr. Rodriguez' letter, he clearly states that he is appealing the "suspension" and the letter which also orders Mr. Rodriguez to remove the electrical fixtures and secure all permits for the retaining wall. Why was Mr. Rodriguez' not corrected if it was not a suspension? Why was Mr. Rodriguez not promptly told that it was only a "notice to suspend". Instead, he was ignored. Ignoring him and not correcting (assuming the City letter was only a notice of suspension as now alleged) him at such time is further troubling for the obvious reasons the City fails to recognize. (**The bottom line, my common sense tells me that you and staff concocted this because the code requires that it hold a hearing. The City failed to hold the required hearing and render the proper due process. By failing to hold the required hearing within the stated three day time period, the appeal is automatically granted, all the City claims fail, and there is essentially no remaining issue.**)

Again, **the code provides that Mr. Rodriguez' appeal shall have a hearing. It is mandatory that**

an appeal hearing be held once an appeal is made. If such hearing is not held, then the appeal stands and it is automatically granted. Because Mr. Rodriguez' hearing was not given or held, his appeal is therefore automatically granted! This is something very difficult for you to acknowledge or recognize. Even taking your interpretation of the City's letter, Mr. Rodriguez appeal is still granted because he appealed the entire City letter, including the requirement that the remove the electrical fixtures or obtain all the permits for the wall. He did not limit his appeal to the suspension of the electrical permit or solely to the "notice of suspension" of the electrical permit as you contend. His appeal goes to the entire City letter which includes that Mr. Rodriguez remove the electrical fixtures (all of which were already permitted, inspected, and approved). Again, his appeal goes to the entire letter which also includes the City officer's decision to require Mr. Rodriguez to obtain all the proper permits for the wall. Your e-mail response completely avoids and ignores this issue, among many others, making it bias, self serving, response. The City is avoiding responsibility for failing to hold the required hearing.

I suppose you did not go into executive session and inform everyone that the City failed to hold the required hearing resulting from Mr. Rodriguez' appeal to the City's entire letter. I suppose you did not inform or advise that the failure to hold the hearing in connection with the appeal to the removal of the electrical fixture and all the permits required for the retaining wall. I also suppose you did not inform everyone that the failure to hold such required hearing renders Mr. Rodriguez' appeal as automatically granted.

The City's letter very clearly states that the electrical permit for the work done on the retaining wall was issued, inspected, approved and passed. In fact, the permit passed inspection months prior to the City letter. Why would the City fail to stand behind the issuance, inspection, approval, and passing of its permits? If any of the bases or response in the e-mail is credible, then the main issues that prefaces your response is avoided, ignored, and not addressed. In other words, the City must have the authority to suspend a permit that has lived its life before we can logically entertain the responses provided in your e-mail. The City's error or mistake (i.e. having issued a permit in error and then having inspected and approved it) is ignored and the City fails to take any responsibility for such error or mistake. The City needs to take responsibility for its improper actions and the associated injustices. If the City would do the right thing and take responsibility for its error and for misleading Mr. Rodriguez, then we would not have to entertain any further discussions.

As a related issue, there has been no support or authority provided for the City to now go back and suspend a permit that has been issued, inspected, approved and passed. **Your entire response is based on the on the unjustified assumption that the City can go back and suspend or notice the suspension of a permit that has already been inspected and approved. Once the permission is given, inspected and approved, the permit has completed it's life.** For example, if I give my daughter permission to chew gum. And she later chews the gum, completes chewing the gun, and disposes of the gum. How could I logically suspend the permission to chew the gum once it has been chewed? Hence, how can the City now suspend a permit that has been approved and inspected? It is logically impossible. What's extremely troubling, is that the City permitted Mr. Rodriguez to spend a lot of time and money in completing what the city permitted, inspected and approved. Now, the City wants Mr. Rodriguez to incur all the cost and damages the City has caused and inflicted on Mr. Rodriguez as a result of the City's error. I think the City has failed to see or recognize the unfairness and injustice it has committed (among other things).

I can go on and on with the many more issues and errors involved. However, what will it take for the City to begin to do the right thing under the circumstances? How much more will it take before the City discerns this entire matter correctly and begins to do the right thing.

Is the City gong to keep pursuing claims and lawsuits against Mr. Rodriguez for the same activities it permits his neighbor or neighbors to do without any of the same claims, lawsuits or consequences against the neighbor? Why would the City permit the neighbor to build their first half of a deck, along with all the electrical fixtures without a permit and not make them go

through the same criteria or lawsuits imposed on Mr. Rodriguez? Why is the City treating similar neighbors differently? Why would the City issue a permit to the neighbor (without requiring any of the expensive hydrology studies required of Mr. Rodriguez) and allow the neighbor to build the second half of their deck if such construction is allegedly prohibited in such area as professed by the City? (Zero Tolerance and a complete prohibition is the direct quote I heard from the City staff). Why would the City file lawsuits against Mr. Rodriguez and not the neighbor when the neighbor was involved in the same construction that forms the bases of the claims and lawsuits against Mr. Rodriguez? (The neighbor agreed to take down their fence so that Mr. Rodriguez can build his; the neighbor requested stucco on their side and arrange with the contractor to perform such work; Once the stucco was placed, the neighbor requested another coat of stucco and went through the construction process again for a second time; and then the neighbor finally signed a statement approving all the work and height of the fence / wall). I am disappointed in the responses or non-responses provided. I expected much more fairness (among other things), and much more accountability from the City.

(Clearly some citizens are treated different than others)

I guess my frustration is also as follows:

First the City says he needs NO permit. The City reiterate same answer on paper on May 5. Then, the City tells him that he only needs an Electrical permit followed by " case close to compliance". Once he complies, the City later says, no, you are in violation. He then receives a letter saying electrical permit which had been inspected and approved is suspend. Now, adding to all the misdirection, you are saying in your email that "is suspended" doesn't mean that it is suspended. Rather, the letter stating that the permit is suspended really means it was just a "notice of suspension".

A very Disillusioned and broken hearted Citizen,

Frank Fuentes Chairman,
U.S. Hispanic Contractors Association

CC: Board of Directors Hispanic Contractors Association, LULAC, Hispanic Chamber of Commerce, Unidos,

Subject:RE: Your Inquiry re Heartwood
Date:1/16/2009 3:54:20 P.M. Central Standard Time
From:Brent.Lloyd@ci.austin.tx.us
To:
Sent from the Internet ([Details](#))

Hi Frank –

Here's what I've learned in response to your questions from last week:

It appears that WPDR never suspended the electrical permit; AMANDA still shows it as active. Additionally, as you probably know, the City dismissed the code enforcement case regarding the electrical permit and has never reactivated it.

Leon Barba's letter cites City Code Section 25-1-417, which provides for a "*notice of intent*" to suspend or revoke a permit. And I think that's what WPDR intended to do here—i.e., give notice that electrical work isn't allowed on an unpermitted structure, but wait until the permitting issues regarding the fence, retaining wall, and fill are finally resolved before taking any final action with regard to the electrical permit.

The letter set a deadline of July 21, 2008, to either obtain the necessary approvals or remove the

fixtures. Once that date passed, however, WPDR did not revoke the permit because of the fact that the administrative process (variances/appeals) was still ongoing.

Thanks,

Brent

Brent D. Lloyd

Assistant City Attorney

(512) 974-2974

From: [REDACTED] [mailto:[REDACTED]]
Sent: Tuesday, January 13, 2009 7:06 PM
To: Lloyd, Brent
Subject: Re: Your Inquiry re Heartwood

Just asking, laymen like me don't know a whole lot so just didn't know what you meant.

Frank

In a message dated 1/13/2009 5:59:56 P.M. Central Standard Time, Brent.Lloyd@ci.austin.tx.us writes:

Just need to finish talking to WPDR and reviewing the matter. Per my message below, we'll have a response ASAP.

Brent D. Lloyd

Assistant City Attorney

(512) 974-2974

From: [REDACTED] [mailto:[REDACTED]]
Sent: Tuesday, January 13, 2009 5:12 PM
To: Lloyd, Brent
Subject: Re: Your Inquiry re Heartwood

Brent,

What do you mean tie up loose ends?

Frank

In a message dated 1/13/2009 3:47:44 P.M. Central Standard Time,
Brent.Lloyd@ci.austin.tx.us writes:

Hi Frank –

There are a couple loose ends we need to tie up before responding to you regarding the appeal issue you raised on Friday. The last couple days have been really busy. But please rest assured that you'll have a response soon, probably in the next day or so.

Thanks,

Brent

Brent D. Lloyd

Assistant City Attorney

City of Austin Law Department

P.O. Box 1088

Austin, TX 78767-1088

(512) 974-2974

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A Good Credit Score is 700 or Above. [See yours in just 2 easy steps!](#)

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From: [Martinez, Mike \[Council Member\]](#)
To: [Garza, Bobby](#); ["Mark Nathan"](#); [Williams, Nancy](#); [Leffingwell, Lee](#)
Subject: FW: City Auditor
Date: Wednesday, January 21, 2009 9:59:55 AM

We need to figure out a plan real quick on this before she just runs off and does whatever she wants.

Council Member Mike Martinez

301 W. 2nd Street
Austin, Texas 78767
(512) 974-2264
[more office info here](#)

From: Ott, Marc
Sent: Wednesday, January 21, 2009 9:40 AM
To: Cole, Sheryl; Smith, David [City Attorney]; Wynn, Will; McCracken, Brewster; Leffingwell, Lee; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura
Subject: Re: City Auditor

I'm puzzled as to why an ordinance was ever needed in the first place.

Also, wonder if a three month recruitment time frame will be enough time.

David can you explain the need for the ordinance?

Marc

From: Cole, Sheryl
To: Smith, David [City Attorney]; Wynn, Will; McCracken, Brewster; Leffingwell, Lee; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura
Cc: Ott, Marc
Sent: Wed Jan 21 09:33:04 2009
Subject: RE: City Auditor

Thanks David. I visit with Taylor at 11:00 and assuming he is fine with serving in the temporary position we can begin work on the ordinance.

From: Smith, David [City Attorney]
Sent: Tuesday, January 20, 2009 5:14 PM
To: Wynn, Will; McCracken, Brewster; Leffingwell, Lee; Cole, Sheryl; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura
Cc: Ott, Marc
Subject: City Auditor

Mayor, Council, and City Manager:

In light of the announced retirement of the City Auditor, I have attached a memo discussing the process set out in the City Code for selecting a new auditor.

Please let me know if you have any questions.

Thanks. DAS

From: [Martinez, Mike \[Council Member\]](#)
To: [Morrison, Laura](#)
Subject: RE: MLK TOD
Date: Tuesday, January 20, 2009 12:55:57 PM

I would love to be included. Thanks

Council Member Mike Martinez

301 W. 2nd Street
Austin, Texas 78767
(512) 974-2264
[more office info here](#)

From: Morrison, Laura
Sent: Monday, January 19, 2009 2:59 PM
To: Cole, Sheryl; Martinez, Mike [Council Member]
Cc: Levinski, Robert
Subject: MLK TOD

Hello Sheryl and Mike,

The discussions on alternative compliance in the MLK TOD seem to be stalled (some information promised from Suttle to CANA still awaited, from what I can gather).

In order to get things moving, I plan to invite interested parties in for a discussion and wanted to check if you're aware of any other action to coordinate here. And if you'd like to be included please let me know.

Laura
Laura Morrison
Austin City Council, Place 4
512-974-2258
512-974-1886 (Fax)
Laura.Morrison@ci.austin.tx.us
<http://www.ci.austin.tx.us/council/morrison.htm>

From: [Martinez, Mike \[Council Member\]](#)
To: [Garza, Rudy](#)
Cc: [Moore, Andrew](#)
Subject: RE: Campos Buyout
Date: Thursday, January 15, 2009 7:36:01 PM

Thanks Sir

-----Original Message-----

From: Garza, Rudy
Sent: Thursday, January 15, 2009 7:34 PM
To: Martinez, Mike [Council Member]
Cc: Moore, Andrew
Subject: Re: Campos Buyout

I am going to push this further because clearly the need to make it a safe structure was no longer valid.

----- Original Message -----

From: Martinez, Mike [Council Member]
To: Garza, Rudy
Cc: Moore, Andrew
Sent: Thu Jan 15 19:29:35 2009
Subject: RE: Campos Buyout

That's still nuts Rudy...even if he signed the agreement.

-----Original Message-----

From: Garza, Rudy
Sent: Thursday, January 15, 2009 7:24 PM
To: Martinez, Mike [Council Member]; Moore, Andrew
Subject: Fw: Campos Buyout

----- Original Message -----

From: Rizer, Lauraine
To: Garza, Rudy
Sent: Thu Jan 15 19:21:53 2009
Subject: Re: Campos Buyout

Yes. He had signed a judgement a few years ago stating he would make the property safe or pay a weekly fine. He did not fix it and the fine accumulated. Since it was a judgement when we deposited the money the commissioners awarded into the court. The court pays the lien holders and judgements first and any remaining money goes to Campos.

----- Original Message -----

From: Garza, Rudy
To: Rizer, Lauraine
Cc: Sandoval, Marie; Beekley, Taja
Sent: Thu Jan 15 19:13:38 2009
Subject: Re: Campos Buyout

This would be for the same structure we are going to immediately tear down?

----- Original Message -----

From: Rizer, Lauraine

To: Garza, Rudy
Cc: Sandoval, Marie; Beekley, Taja
Sent: Thu Jan 15 18:56:21 2009
Subject: Re: Campos Buyout

I sis look into it. I cannot find anywhere that a letter was sent. The court deducted that amount from his proceeds. Taja was going to ask for a copy of his letter so i can follow up.

----- Original Message -----

From: Garza, Rudy
To: Rizer, Lauraine
Cc: Sandoval, Marie; Beekley, Taja
Sent: Thu Jan 15 18:50:22 2009
Subject: Campos Buyout

Recall this case? This is the guy with the basketball court that we damaged. I am being told that we are now issuing him a building fine for a barn he built two years ago even though we are about to tear it down. Pls look into this asap and provide the facts. Thanks

From: [Martinez, Mike \[Council Member\]](#)
To: [Garza, Rudy](#)
Cc: [Moore, Andrew](#)
Subject: RE: Campos Buyout
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From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]
Cc: [Shade, Randi](#); [Wynn, Will](#); [Cole, Sheryl](#); [McCracken, Brewster](#); [Morrison, Laura](#)
Subject: RE: Mike Martinez - Who is My Council Member?
Date: Thursday, January 15, 2009 3:30:10 PM

We are all your council members. The Mayor and Council are all elected at large.

But I am your neighbor in Senate Hills on East 51st Street.

How may we help you.

Mike Martinez

From: [REDACTED]
Sent: Thursday, January 15, 2009 3:28 PM
To: Martinez, Mike [Council Member]
Subject: Mike Martinez - Who is My Council Member?

Date/Time Submitted: Thursday, 1/15/09, 1527 hours

From: Paul Fagin

E-mail address: [REDACTED]

Subject: Who is My Council Member?

Comments:

To Council Member Martinez,

I was trying to determine who my City Council Member is. I live at 4903 Howden Circle ATX, 78723. I have tried navigating the COA website, but I have not located a jurisdictional map. Your help would be most appreciated. Thank you!

Sincerely,

Paul A. Fagin

From: [Martinez, Mike \[Council Member\]](#)
To: ["Benjamin Portnoy"](#); [CityPio, Pio](#); [McCracken, Brewster](#); [Shade, Randi](#); [Leffingwell, Lee](#); [Morrison, Laura](#); [Wynn, Will](#); [Cole, Sheryl](#)
Cc: [Edwards, Sue](#); [Jalifi, Rosy](#); [Valdez, Vicky](#); [Frith, Michelle](#)
Subject: RE: Submitted from City Council web site - CoA SBDP
Date: Tuesday, January 06, 2009 3:51:05 PM

I am sure Michelle agrees with you.

**Take care,
Mike**

Council Member Mike Martinez

301 W. 2nd Street
Austin, Texas 78767
(512) 974-2264
[more office info here](#)

From: Benjamin Portnoy [REDACTED]
Sent: Tuesday, January 06, 2009 3:38 PM
To: Martinez, Mike [Council Member]; CityPio, Pio; McCracken, Brewster; Shade, Randi; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Cc: Edwards, Sue; Jalifi, Rosy; Valdez, Vicky; Frith, Michelle
Subject: RE: Submitted from City Council web site - CoA SBDP

Mike and Co.,

I forgot to add two things:

1. THANK YOU for hiring a designer to create the PowerPoint slides. Yes – it does make a difference, as they looked professional and that you put time and effort into preparing them for us.
2. I left out the most important part – Michelle Frith did a GREAT job facilitating the event and worked to get everyone involved. She deserves a raise and a bunch of expensive chocolate.

Thanks again.

B.

From: Martinez, Mike [Council Member] [mailto:Mike.Martinez@ci.austin.tx.us]
Sent: Tuesday, January 06, 2009 3:22 PM
To: [REDACTED]; CityPio, Pio; McCracken, Brewster; Shade, Randi; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Cc: Edwards, Sue; Jalifi, Rosy; Valdez, Vicky
Subject: RE: Submitted from City Council web site - CoA SBDP

Mr. Portnoy,

Thanks for your feedback. I also have nothing but great things to say about this program. I am glad you enjoyed the seminar.

Congrats to SBDP staff. You guys continue to do good stuff and our community appreciates you.

Mike

Council Member Mike Martinez

301 W. 2nd Street
Austin, Texas 78767
(512) 974-2264
[more office info here](#)

From: [REDACTED]
Sent: Tuesday, January 06, 2009 2:44 PM
To: CityPio, Pio; McCracken, Brewster; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee; Morrison, Laura; Wynn, Will; Cole, Sheryl
Subject: Submitted from City Council web site - CoA SBDP

Date/Time Submitted: 1444 hours

From: Benjamin Portnoy

E-mail address: [REDACTED]

Subject: CoA SBDP

Comments:

This morning I attended the City of Austin Small Business Development Program intro seminar. I can't begin to tell you how worthwhile it was.

In a business climate where big box stores are quickly filling in on every block, it's a real service to the Austin business community to have these seminars and tools. Not only did I get practical knowledge out of the whole thing, but learning about the resources available to anyone in the community -- it shows that Austin really does care for its residents and their needs.

Thank you for putting this on, and please keep it running.

Sincerely, Benjamin Portnoy

From: [Martinez, Mike \[Council Member\]](#)
To: [Knodel, Jeff](#); [Wynn, Will](#); [McCracken, Brewster](#); [Leffingwell, Lee](#); [Shade, Randi](#); [Morrison, Laura](#); [Cole, Sheryl](#)
Cc: [Ott, Marc](#); [Browder, Leslie](#); [Thomas, Diana](#); [Johnson, Byron](#); [Elkins, Stephen](#); [Garza, Bobby](#); [Moore, Andrew](#)
Subject: RE: September 2008 Administrative Purchases
Date: Tuesday, January 06, 2009 10:44:52 AM

Hey Jeff,

Can we make sure that council staff is also sent these updates in the future.

**Thanks,
Mike**

Council Member Mike Martinez

301 W. 2nd Street
Austin, Texas 78767
(512) 974-2264
[more office info here](#)

From: Knodel, Jeff
Sent: Monday, December 22, 2008 5:08 PM
To: Wynn, Will; McCracken, Brewster; Leffingwell, Lee; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura; Cole, Sheryl
Cc: Ott, Marc; Browder, Leslie; Thomas, Diana; Johnson, Byron; Elkins, Stephen
Subject: September 2008 Administrative Purchases

Attached is the September 2008 Administrative Purchases Report

From: [Martinez, Mike \[Council Member\]](#)
To: [Jane Rivera](#)
Cc: [Moore, Andrew](#); [Garza, Bobby](#); [Morrison, Laura](#); [Rush, Barbara](#)
Subject: RE: Carport
Date: Friday, January 02, 2009 6:08:04 PM

Jane and Gilbert,

Sorry to hear about your experience thus far. Please let us get back in the office on Monday and look into this matter. I hope we can find a solution that works for everyone.

Hope you have a very Merry Christmas and a Happy New Year.

Mike

-----Original Message-----

From: Jane Rivera [REDACTED]
Sent: Wed 12/31/2008 2:26 PM
To: Martinez, Mike [Council Member]
Subject: Carport

Councilmember Martinez, Mike,

Gilbert and I would really appreciate your help with a situation in which we find ourselves.

We experienced hail and wind damage to our vehicles and property last April and again in May of this year. After several months working with the insurance company and obtaining bids, we finally completed the repairs in November. We added some personal funds and had some additional work done at the same time, including the addition of an 18' by 18' aluminum cover and four posts over our cars, for which we paid \$3800. The contractor, in good standing with the BBB since 1997, assured us the latter did not require any sort of permit due to its portable nature, and we assumed he knew his business as we always rely on the contractor to know the requirements. He was wrong. We received a citation the day before Thanksgiving. Here's where it gets interesting. So far, here's who we've met with and what we've learned:

1. I talked to Chris Maldonado, Code Enforcement, who issued the citation. He said the citation was for the carport being put up without a building permit and over the building line (25' set-back). He said that the citation was due to a complaint by a neighbor.
2. We went to Development Assistance and attempted to apply for a permit. We were denied the permit as they said (I didn't write down the names of the two staff we consulted) the carport extends 13 feet into the 25' set-back so we'd need to go to the Board of Adjustment (BOA).
3. We met with Susan Walker, who handles BOA issues, and she confirmed we'd need a variance before we could get a permit. She also looked up the subdivision map and told us we would have to have the building line (25' set-back) vacated on the entire subdivision, which would require the signature of every person in the 14 lot subdivision. We believe we could easily get 12 signatures (one owner owns two lots) but not the one who complained.
4. We met with Daniel Word at Development Assistance, who confirmed that we would require both BOA approval of building over the building line, plus formal vacation and re-platting of the entire subdivision. He recommended we get the vacation done first.
5. We met with Alice Glasco, who used to run the department, who does commercial development consulting. We met with her again with Daniel and Susan. Alice asked why we couldn't go to the Board of Adjustment first, since there is no point in spending money on a replat if the BOA turns down the request for a variance. They agreed we could probably do the things in this order. They again confirmed that the vacation and re-plat was required. This is because the City used to require subdivision plans to include drawn building lines but in 1991 (I think that was the year cited) a new ordinance said that from that point on, subdivision plans would not include drawn building lines but would instead just note in

writing the building lines required by the City.

6. Alice referred us to civil engineer Sergio Lozano. We showed him the plat of our property and explained the hardships that had led us to just cover the existing driveway rather than build to the side of the existing 1-car garage (dip in elevation, pooling of water already, increased impervious cover, entry of all house utilities at that point, and possible damage to one of the largest trees on the property, a pecan that's between 10 and 15" in diameter). He said the engineering work would cost us at least another \$3000 and referred us first to consultant Jim Bennett, who also used to run COA development programs.

7. We met with Jim Bennett, and he reviewed everything we had done so far, and agreed we could go to the BOA first. He referred us to Kurt Prossner, who I think is also a civil engineer.

8. We have not been able to meet with Mr. Prossner due to his being out of the office for the Christmas and New Year's holidays, but I talked with him by telephone. He said that if we could possibly find the surveyor who did the original survey, we might be able to do a partial vacancy and re-plat just for our one property that would not require so much money or full approval by all the neighbors. He will see if he can locate the original surveyor, Jerry Pulte, since another surveyor would not be willing to sign off on a partial vacation. Mr. Prossner will be back in his office this coming Monday.

9. We have met with Jose Valdez, a local remodeler, and discussed whether or not we could possibly cut down the size of the cover and move it to the side, where we have all the issues with putting in a permanent concrete foundation. She will be able to get us a concrete specialist and engineer to come review the property next week and see how much it would cost to put in some sort of concrete posts and just crushed stone to reduce the impervious cover and water pooling problems, having to move the utilities, et. al.

10. I had already asked Chris at Code Enforcement if we could put in a cover without a concrete base, and I thought he said we could not.

11. The contractor who put up the cover is on vacation until at least the first full week of January, so even if the cut down and move is possible, we will not be able to begin this process until the middle of the month due to contractor schedules.

The problem is that we don't appear to have gotten any clear answers about what we can legally do. The original cover cost \$3800, which is a lot of money to us and a lot to lose, and we really would like to have additional cover on the front of the house, but we can't afford to borrow thousands more (estimates so far are upwards of \$8,000 for BOA consultant, surveyor, engineer, et.al. excluding City fees) and then still be told that we are not in compliance and will have to just lose everything we've paid.

Here is where we're hoping you can help us. Can you get us some clear answers as to exactly what is permitted and what is not, given our circumstances?

One question we have is, if the Board of Adjustment can approve building a structure over the imaginary building line (i.e., the one that exists in concept but not on a plat map) for a newer subdivision, why cannot the same Board of Adjustment, if they can approve a structure built over the imaginary building line also approve the structure over the building line that does exist on the subdivision plat? This part makes absolutely no sense.

Another question is, does the City truly have some sort of requirement that you must have impervious cover to put up a cover, whether carport or patio?

Thank you in advance for your help.

Jane and Gilbert Rivera

From: [Martinez, Mike \[Council Member\]](#)
To: [REDACTED]; [Morrison, Laura](#); [Shade, Randi](#); [Leffingwell, Lee](#)
Cc: [Moore, Andrew](#)
Subject: Re: Proposed revolving loan program for social service providers/non-profits
Date: Thursday, January 01, 2009 2:58:37 PM

Happy New Year Scott.

Good suggestions/ideas. We will definitely consider these option and look forward to working with you again this year.

Take care,
Mike

----- Original Message -----

From: [REDACTED]
To: Morrison, Laura; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee
Sent: Thu Jan 01 14:53:58 2009
Subject: Proposed revolving loan program for social service providers/non-profits

Hello Laura, Randi, Lee and Mike,

In these very difficult times the COA should consider initiating a zero % interest revolving loan program to provide short-term assistance (60- to 90-days) to at least small and mid-size social service providers/non-profits.

These loans could be structured to have a 60-day or 90-day payback period.

I am aware through that the COA currently gives directly to social service providers through a contract process that should be revamped and is a main player with the CAN.

The Council could make a difference by securing \$100,000 from the Econ. Growth/Redevelopment Services Dept. as COA assistance could possible forestall layoffs at certain non-profits. A budget amendment could be considered in February.

I look forward to receiving a response even though you may not be in favor of my idea.

Re: the COA budget, significant savings could be had if drivers of COA vehicles would idle less. This includes APD vehicles. Their fuel expenditures are enormous and should be part of the cost savings that the City Mgr. is asking from each department. I have already recommended anti-idling devices be put on certain COA fleet vehicles and I believe a pilot project will be launched soon with grant funds.

Happy New Year,

Scott Johnson

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